

THE NATIONAL ARCHIVES  
LITTEA  
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MANET  
1934  
OF THE UNITED STATES

# FEDERAL REGISTER

VOLUME 9      NUMBER 218

*Washington, Wednesday, November 1, 1944*

## Regulations

### TITLE 14—CIVIL AVIATION

#### Chapter I—Civil Aeronautics Board

[Regs., Serial No. 324]

#### EASTERN AIR LINES, INC.

##### NONCOMPLIANCE WITH PILOT REQUIREMENTS

Noncompliance with the requirements of § 40.2611 (b) of the civil air regulations with respect to scheduled operation of Eastern Air Lines, Inc., for the route between Raleigh, North Carolina, and Charleston, South Carolina.

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 25th day of October 1944.

The following special civil air regulation is made and promulgated to become effective October 25, 1944:

Any first pilot listed in Eastern Air Lines, Inc., air carrier operating certificate on October 1, 1944, as qualified to operate aircraft in scheduled air transportation between Raleigh, North Carolina, and Charleston, South Carolina, over Amber civil airway No. 7, will be deemed competent to pilot aircraft in scheduled air transportation between Raleigh, North Carolina, and Charleston, South Carolina, via Columbia, South Carolina, over Red civil airway No. 16 and Blue civil airway No. 28, upon completion of one one-way trip over the route as second pilot. Each pilot, in qualifying, must make at least one landing at the Columbia, South Carolina, airport. (52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL]

FRED A. TOOMBS,  
Secretary.

[F. R. Doc. 44-16690; Filed, Oct. 31, 1944;  
10:30 a. m.]

### TITLE 16—COMMERCIAL PRACTICES

#### Chapter I—Federal Trade Commission

[Docket No. 6922]

#### PART 3—DIGEST OF CEASE AND DESIST ORDERS

##### CRAVAT-SILKS, INC.

§ 3.66 (a7) *Misbranding or mislabeling—Composition—Wool Products Labeling Act: § 3.71 (a) Neglecting, unfairly or deceptively, to make material disclosure—Composition: § 3.71 (a) Neglecting, unfairly or deceptively, to make material disclosure—Composition—Wool Products Labeling Act. I. In connection with offer, etc., in commerce, etc., of fabrics, advertising, offering, for sale, or selling fabrics composed in whole or in part of rayon without clearly disclosing such rayon content; and, II, in connection with the introduction or manufacture for introduction into commerce, or the sale, transportation, or distribution in commerce, misbranding fabrics or other "wool products" as defined in and subject to the Wool Products Labeling Act of 1939, which contain, purport to contain, or in any way are represented as containing "wool," "reprocessed wool," or "reused wool," as defined therein, by failing to securely affix to or place on such products a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner, (a) the percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding five percentum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five percentum or more, and (5) the aggregate of all other fibers; (b) the maximum percentage of the total weight of such wool product of any non-fibrous loading, filling, or adulterating matter; (c) the name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transport-*

(Continued on next page)

### CONTENTS

#### REGULATIONS AND NOTICES

ALIEN PROPERTY CUSTODIAN:	
Vesting orders:	Page
Jenaer Glaswerk, Schott and Genossen	13010
Voith, J. M. Maschinenfabrik	13010
CIVIL AERONAUTICS BOARD:	
Eastern Air Lines, Inc., non-compliance with pilot requirements	12997
COAST GUARD:	
Approval of equipment	13017
COMMODITY CREDIT CORPORATION:	
Fluid milk in Fort Wayne, Ind., payments during August 1944 through June 1945	13018
FEDERAL POWER COMMISSION:	
Kentucky Natural Gas Corp., hearing	13009
FEDERAL TRADE COMMISSION:	
Cravat-Silks, Inc., cease and desist order	12997
GENERAL LAND OFFICE:	
Public water reserves, miscellaneous amendments	13007
INTERIOR DEPARTMENT:	
U. S. Board on Geographical Names, declaration of functions and responsibilities	13008
INTERSTATE COMMERCE COMMISSION:	
Grain cars in designated Western States, distribution	13007
Reconsignment permits:	
Grapefruit, Kansas City, Mo.-Kans.	13009
Grapes, Kansas City, Mo.-Kans.	13010
Lettuce:	
Chicago, Ill.	13003
Kansas City, Mo.	13003
Potatoes:	
Chicago, Ill.	13010
Philadelphia, Pa.	13009
OFFICE OF DEFENSE TRANSPORTATION:	
Rail equipment conservation; carload freight traffic	13003
OFFICE OF PRICE ADMINISTRATION:	
Adjustments:	
Baco Products Co.	13015
Bridge Tables and Novelties, Inc.	13013
Chip Steak Co. (2 documents)	13014
Clintwood Coal Co., et al.	13011

(Continued on next page)





Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

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- Book 2: Titles 4-9, with index.
- Book 3: Titles 10-17, with index.
- Book 4: Titles 18-25, with index.
- Book 5, Part 1: Title 26, Parts 2-178.
- Book 5, Part 2: Title 26, completed; Title 27; with index.
- Book 6: Titles 28-32, with index.

#### CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued.	
Adjustments—Continued.	Page
Independent Companies.....	13012
Johnson, M. W., Coal Co. and Victory Coal Co.....	13011
Walter and Parnes.....	13013
Alaska, tire rationing (RO 1F, Am. 3).....	13004
Automobiles, passenger (RO 2B, Am. 16).....	13005
Commodities and services, exemptions of commodity transactions (Rev. SR 1, Am. 83).....	13006
Fluid milk and milk products (MPR 280, Am. 49).....	13004
Foods, processed (Rev. RO 13, Am. 36 to 2d Rev. Supp. 1) ..	13006

#### CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued.		Page
Footwear with non-marking synthetic rubber soles (Order 13 under 3 (e).....		13015
Gas cooking ranges, used domestic (MPR 527, Am. 2) ..		13005
Hawaii:		
Bed pillows (MPR 373, Am. 95) .....		13004
Garbage and swill (MPR 373, Am. 96) .....		13004
Grocery items (MPR 373, Am. 94) .....		13003
Lumber, second-hand (MPR 373, Am. 92) .....		13002
Poultry, eggs and dairy products (MPR 373, Am. 93) ..		13002
Puerto Rico; cigarettes and scratch feeds (RMPR 183, Am. 53) .....		13002
Regional and district office orders; community ceiling prices, list of orders filed (2 documents) .....	13015,	13016
Washing machines, domestic (RPS 86, Am. 3) .....		13006
WAR MANPOWER COMMISSION:		
Employment stabilization programs:		
Boston, Mass.....		13019
Danielson-Putnam, Conn. (2 documents) .....	13021,	13023
Gloucester, Mass.....		13030
Haverhill, Mass.....		13023
Lowell, Mass.....		13025
Newburyport, Mass.....		13028
Salem, Mass.....		13032
WAR PRODUCTION BOARD:		
Cellulose ester sheets, rods and tubes (M-300, Sch. 51) .....		13001
Controlled materials plan; construction limitations (CMP Reg. 6, Sch. A) .....		12999
Horsehide fronts, restriction on processing (M-310, Gen. Dir. 6) .....		13001
Steel drums, relaxation of restrictions on use for packing specified food items (L-197, Dir. 2) .....		13000
WAR SHIPPING ADMINISTRATION:		
Vessels owned or chartered by War Shipping Administration, contracts for carriage; bills of lading.....		13007

tation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939; prohibited, subject to the provision, however, as to aforesaid first prohibition, that where the fabrics there referred to are composed in part of rayon and in part of other fibers or materials, all of such fibers or materials, including the rayon, shall be clearly and accurately disclosed; to the proviso that the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; and to the further proviso that nothing contained in this order

shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b; 54 Stat. 1128; 15 U.S.C., sec. 68) [Cease and desist order, Cravat-Silks, Inc., Docket 5022, September 26, 1944]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 26th day of September, A. D. 1944.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, testimony and other evidence taken before a trial examiner of the Commission theretofore duly designated by it, report of the trial examiner upon the evidence, and briefs in support of and in opposition to the complaint (oral argument not having been requested); and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act and the provisions of the Wool Products Labeling Act of 1939:

I. *It is ordered*, That the respondent, Cravat-Silks, Inc., a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of fabrics in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

Advertising, offering for sale, or selling fabrics composed in whole or in part of rayon without clearly disclosing such rayon content; and when such fabrics are composed in part of rayon and in part of other fibers or materials, all of such fibers or materials, including the rayon, shall be clearly and accurately disclosed.

II. *It is further ordered*, That the respondent, Cravat-Silks, Inc., a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device, in connection with the introduction or manufacture for introduction into commerce, or the sale, transportation, or distribution in commerce, as "commerce" is defined in the aforesaid acts, do forthwith cease and desist from misbranding fabrics or other "wool products," as defined in and subject to the Wool Products Labeling Act of 1939, which contain, purport to contain, or in any way are represented as containing "wool," "reprocessed wool," or "reused wool," as those terms are defined in said act, by failing to securely affix to or place on such products a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner:

(a) The percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding five percentum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such



fiber is five percentum or more, and (5) the aggregate of all other fibers;

(b) The maximum percentage of the total weight of such wool product of any non-fibrous loading, filling, or adulterating matter;

(c) The name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939.

*Provided*, That the foregoing provisions concerned misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939: *And provided further*, That nothing contained in this order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder.

III. *It is further ordered*, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

IV. *It is further ordered*, That that portion of the complaint relating to the use by respondent of the word "silks" in its corporate name be, and it hereby is, dismissed without prejudice to the right of the Commission to institute further proceedings should future facts so warrant.

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 44-16692; Filed, Oct. 31, 1944,  
11:18 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter IX—War Production Board

**AUTHORITY:** Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

#### PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 6, Schedule A, as Amended Oct. 31, 1944]

#### CONSTRUCTION LIMITATIONS

§ 3175.6a *Schedule A of CMP Regulation 6—(a) Principles governing war-time construction.* The principles governing war-time construction are defined in the Directive for War-Time Construction, dated May 20, 1942. The War Production Board and the Army-Navy Munitions Board interpret these principles as limiting all construction to a design of the simplest type consistent

with structural stability and sufficient only to meet the immediate minimum functional requirements.

The guiding principle should always be to utilize those materials which are most plentiful and which, in the ultimate analysis, will cause the least interference with the production of combat matériel and the utilization of transportation and power.

(b) *What these construction limitations do.* These construction limitations apply to construction authorized on Form GA-1456 and to any other construction controlled by an order or authorized on a form which specifically states that the construction is to be performed in accordance with the terms of this schedule. Construction so authorized must be performed in accordance with the provisions of Appendix I and Appendix II (which are a part of this schedule) unless a waiver is granted on the authorization.

These construction limitations restrict the use of the materials and equipment listed, including materials to be incorporated in products where the materials are purchased through a fabricator or supplier by using the assigned allotment symbol or preference rating. They do not apply to:

The use of used materials except where specifically restricted.

The use by manufacturers of materials directly allocated to manufacturers for incorporation into "B" products (as defined in CMP Reg. 1).

The use of materials incorporated in "A" products of the kind to be listed in accordance with the provisions of Appendix II of this schedule.

(c) *Amendments to construction limitations.* The construction limitations may be amended from time to time. When a restriction on the use of an item is changed or removed by an amendment to the construction limitations issued after an authorization, the builder may, if he chooses, disregard the old restriction and follow the new provision. This applies to builders who have received authorizations on Form GA-1456, or other applicable forms, subject to the construction limitations dated February 1, 1944, or subject to Schedule A to CMP Regulation 6. It does not apply to changes made in Appendix II (formerly Appendix A) of the construction limitations.

(d) *Exceptions.* If any exceptions to the restrictions are required, the exception must be stated and justified in the application. Authorization will be made on Form GA-1456, GA-1456A, or other applicable form.

(e) *Structural design.* All building construction using any stress grade lumber shall be designed in accordance with the applicable provisions of the War Production Board Directive No. 29 "Design, Fabrication and Erection of Stress Grade Lumber and its Fastenings for Buildings", as amended. If any waiver of the

provisions of this directive is required, the reasons for requesting such waiver must be stated in the application.

Issued this 31st day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

#### APPENDIX I—RESTRICTIONS

Note: Appendix I amended Oct. 31, 1944.

##### A. Structural steel.

Structural steel should only be used where it would be the engineering material normally employed and where substantial savings in lumber or transportation will result. Every effort should be made to employ laid-up masonry or pre-cast concrete units where they may be reasonably substituted for steel.

1. Junior beams may not be used.

B. [Deleted Oct. 31, 1944.]

C. *Steel sheet and strip (produced on a sheet or strip mill).*

1. The use of steel sheet and strip is prohibited.

2. The use of the following manufactured items (purchased as such) when made from sheet or strip is prohibited:

Backstays

Culverts

Flooring

Portable Buildings

Roofing and siding, except extensions to existing buildings where such materials are in use and will be retained.

Trench Covers

Ventilation and heating ducts except for transitions, fittings, connections, and changes in direction, and for straight runs where metal is required by applicable building codes.

D. *Railroad track.*

1. Except for operating railroads, the following are prohibited:

a. New rails over 60 pounds per yard.

b. New metal ties and tie plates.

E. [Deleted Oct. 31, 1944.]

F. [Deleted Oct. 31, 1944.]

G. [Deleted Oct. 31, 1944.]

H. *Copper and copper-base alloys.*

The use of the following copper and copper-base alloy materials (new or used) is prohibited:

1. Pipe or tubing except where essential for processing.

2. Sheet, plate, roll, strip, rod, bar, extruded shapes and wire (except for electrical conductors). This applies only to the basic forms and shapes listed and not to fully fabricated items available in the form in which the installation is to be made.

I. *Tin.* The use of tin and tin products is prohibited except as follows:

1. Solder:

a. Not over 40% tin in solder (i) for wiping water service pipe, connecting the piping of a structure with the outside water main, (ii) for assembly and repair of galvanized iron or zinc tanks.

b. Not over 35% tin in solder (i) for assembly and repair of galvanized iron items (except tanks) where the assembly is done with a "coldering iron", (ii) for wiping lead sheathed cable joints or lead pipe joints.

c. Solder for electrical connections may be used only to the extent that solderless connectors, not containing copper or copper-base alloys, will not serve, and then not over 35% tin content.



d. Not over 30% tin in solder for all other uses not covered above, and then only to the extent that substitution of either a less critical material or use of less tin content is impracticable.

2. Roofing—but only terne plate for repair purposes.

3. Fuses, fuse plugs, and sprinkler head fuses.

J. Zinc. 1. The use of zinc and zinc products is prohibited:

a. For ornamental and decorative work

b. In the form of sheet, strip and rod except:

(i) Where essential for processing

(ii) Where the use of chemicals requires it.

K. Lumber and lumber products. Every effort should be made to employ in construction non-critical materials as substitutes for lumber less than 3" nominal thickness.

1. The use of lumber 2" nominal thickness less than 8" nominal width and all lumber less than 2" nominal thickness is prohibited for the following:

a. Sheathing of walls and roofs.

b. Facing of partitions and ceilings.

c. Siding.

d. Fencing.

e. Sub-floors.

f. Framing of exterior walls.

g. Framing of interior partitions supported on other than wood-framed floors.

2. The use of lumber is prohibited for the framing of first or ground floors without basement or cellar beneath.

3. The use of lumber other than used lumber or used plywood for forms for concrete construction is prohibited, except that where neither used lumber nor used plywood is available, new lumber or new plywood may be used, provided that:

a. Maximum reuse is made of forms.

b. New lumber for forms is square edge.

c. New plywood for forms is limited to highly water-resistant type but the use of plywood thicker than 1/4" as lining for concrete forms is prohibited.

4. All lumber less than 2" nominal thickness, other than that used for finished floor, mill work and trim, shall be square edge.

5. The use of common grades of any kind of lumber is prohibited for mill work and trim.

6. The use of Hardboard is prohibited.

7. The use of plywood is prohibited, except as permitted in paragraph K. 3. c.

The salvage of all reusable lumber, not specifically incorporated in a structure, is mandatory and its destruction is prohibited. Such lumber shall be made immediately available for reuse.

L. [Deleted Oct. 31, 1944.]

M. Mechanical ventilation. 1. The use of mechanical ventilation is prohibited except for:

a. Areas without natural ventilation

b. Hospital spaces

c. Spaces where industrial processes make its use mandatory.

d. Interior toilet rooms and kitchens where gravity ventilation will not suffice

2. Ventilation systems for winter operation in locations as outlined above shall be of the

re-circulatory type, with quantity of make-up and exhaust air reduced to the minimum required to meet health requirements.

N. Electrical work. The use of electrical wire, cable, metal conduit, metal tubing, flexible metal conduit or tubing, and armored cable (BX) in sizes larger than the minimum sizes permitted by the 1940 National Electric Code as amended is prohibited.

O. Standby and emergency equipment. Standby and emergency equipment is prohibited.

#### APPENDIX II—EQUIPMENT REQUIRING SPECIFIC APPROVAL INCLUDING EQUIPMENT FOR WHICH A SPECIAL APPLICATION FORM IS REQUIRED

Note: Appendix II amended Oct. 31, 1944.

A. The following kinds of new equipment when required for the project must be listed in the project application form and to the extent practicable all information required must be given. Such equipment may be purchased and installed only if listed and approved in accordance with the terms of the authorization form. Incidental items of equipment costing less than \$500 for each item may be grouped under general descriptive headings. Authorization to purchase or install items so grouped is limited to the dollar limit approved.

Engines, internal combustion and steam  
Compressors

Conveyors and conveying systems

Cranes and hoists, overhead

Dust collecting equipment, industrial

Heat treating equipment

Industrial instruments

Power generating and distribution equipment

Pumps

Turbo blowers and turbo exhausters

Water conditioning equipment

Welding equipment

Other industrial machinery and equipment which is to be used directly in processing, except machine tools

B. For the following equipment the separate application form shown must be used and authority to purchase or a rating must be secured under the terms of the governing order. Such equipment, however, must also be listed on the project application form. The separate application form designated should be prepared and filed with the project application form whenever possible.

C. For the following equipment application is ordinarily made on a separate form, but where the equipment is required for a project for which authorization is given on Form GA-1456 no separate application form is needed. Such equipment, however, must be listed in the project application form and must be justified in accordance with the instructions.

Governing order

Air-conditioning and refrigerating equipment..... L-38

Cooking equipment, commercial, electric appliances..... L-85

Dishwasher, commercial, new or used..... L-248

Dumb-waiters, electrically operated, new..... L-89

Elevators, new..... L-89

Fire protective signal and alarm equipment..... L-39

Laundry equipment..... L-81

Pneumatic tube delivery systems..... L-193

Scales, if \$50 or more for any single scale..... L-190

Signal, public address, and intercommunication systems (electronic)..... L-285

Sterilizer equipment..... L-286

Vault doors..... L-142

[F. R. Doc. 44-16707; Filed, Oct. 31, 1944; 11:34 a. m.]

	Governing order	Separate WPB Form
Liquefied petroleum gas equipment.....	L-86....	809.
Machine tools, as defined in E-1-b, having a retail sales price of more than \$500 for which a rating is necessary (ratings assigned by Form GA-1456 may not be used to purchase the machine tools described).....	E-1-b....	541, 542 or 1319.
Motion picture projection equipment & accessories, 35 mm.....	L-325....	1819.
Rubber processing equipment.....	L-143-a....	1277.
Tire retreading, recapping and repair equipment.....	L-01....	1319.
Tracklaying tractors (unused).....	L-53....	1319.
Transformers, distribution or power, which are either: (a) 250 KVA and larger, or (b) Smaller than 250 KVA, having special features, design characteristics or accessories as defined in Paragraph A of Block 4 of the instructions on Form WPB-2643.....	M-293....	2643.
Wire intercommunicating systems, telephonic.....	U-8.....	1319.

C. For the following equipment application is ordinarily made on a separate form, but where the equipment is required for a project for which authorization is given on Form GA-1456 no separate application form is needed. Such equipment, however, must be listed in the project application form and must be justified in accordance with the instructions.

	Governing order
Air-conditioning and refrigerating equipment.....	L-38
Cooking equipment, commercial, electric appliances.....	L-85
Dishwasher, commercial, new or used.....	L-248
Dumb-waiters, electrically operated, new.....	L-89
Elevators, new.....	L-89
Fire protective signal and alarm equipment.....	L-39
Laundry equipment.....	L-81
Pneumatic tube delivery systems.....	L-193
Scales, if \$50 or more for any single scale.....	L-190
Signal, public address, and intercommunication systems (electronic).....	L-285
Sterilizer equipment.....	L-286
Vault doors.....	L-142

[F. R. Doc. 44-16707; Filed, Oct. 31, 1944; 11:34 a. m.]

#### PART 3270—CONTAINERS

[Limitation Order L-197, Direction 2]

RELAXATION OF RESTRICTIONS ON USE OF STEEL DRUMS FOR PACKING CERTAIN FOOD ITEMS ON SCHEDULE B

The following direction is issued pursuant to Limitation Order L-197:

(a) Notwithstanding the provisions of paragraph (c) of the order prohibiting the acceptance of delivery or the use of a "new drum" as defined therein for packing any commodity listed in Schedule B to fill "industrial orders" as also defined therein, a person is hereby permitted to accept delivery of and use new drums for packing the following commodities to fill industrial orders within the limits explained in paragraph (b):

	Governing order	Separate WPB Form
Boilers, power.....	M-293....	2645.
Chemical machinery and other machinery covered by M-293, Table 15.....	M-293....	1319.
Construction machinery (unused) listed on Sch. A of L-192.....	L-192....	1319.
Dumb-waiters, electrically operated (replacement).....	L-89....	1236.
Elevators (replacement).....	L-89....	1236.
Laboratory instruments on List A of L-144 (not industrial equipment).....	L-144....	1319.



26. Compounds, solid and semi-solid with a melting point of 65 degrees F. or above, used in cooking, including but not limited to mixtures of lard and hydrogenated oils.

29. Dairy products.

32. Food products, cold pack and frozen.

42. Hydrogenated oils with a melting point of 65 degrees F. or above, including but not limited to shortening.

44. Jellies, jams and preserves.

47. Lard.

54. Molasses.

89. Syrup, corn.

90. Syrup, mixed and unmixed (except corn syrup).

(b) The permission of paragraph (a) above to accept delivery of and use new drums to pack the above listed commodities to fill industrial orders is subject to the following limitations:

(1) Such permission shall apply only to new drums having a capacity of over twelve gallons;

(2) Such permission to accept delivery of new drums shall end ninety days after the date of issuance of this direction, but such drums so delivered may be used to pack the above-listed commodities during the ninety day period or any time thereafter;

(3) The total weight of such drums accepted for delivery and used by a person to pack each of the above listed commodities to fill industrial orders shall not exceed 25 percent of the total weight of drums used by such person to pack the same commodity to fill industrial orders in the year 1941. Any person who in 1941 was not in the business of packing such commodities in such drums or who desires to have adjusted his usage quota granted hereunder may apply by filing Form WPB 3770 in quadruplicate for permission to buy a specific quantity of steel drums for the above purposes. Such application will be considered only on the basis of essential need for, and the supply of new drums, and the availability of used or substitute containers.

(c) Until this direction is revoked, asterisks shall be deemed to be placed before Items 29, 32, 44, 54 and 89 of Schedule B and "used drums" as defined in the order may be used to pack such items. As soon as the new steel drums referred to in paragraphs (a) and (b) have been used, they become used drums and become subject to all the restrictions in the order applicable to used drums.

(d) These new drums which are used in conformance with the permission granted in paragraph (a) above and the limitations thereto specified in paragraph (b) above shall be deemed to be excluded from the packing quota restrictions of paragraphs (d) (1) through (d) (7) of the Order. For example, new drums which are purchased and received by persons on or before January 29, 1945, and used to pack lard (Item 47 of Schedule B) shall not be charged against the quota of new drums allowed to pack the class of commodities identified as Item 101, Schedule A, (grease, animal and vegetable).

Issued this 31st day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-16705; Filed, Oct. 31, 1944;  
11:34 a.m.]

#### PART 3290—TEXTILES, CLOTHING AND LEATHER

[General Conservation Order M-310, Gen. Direction 6, as Amended Oct. 31, 1944]

#### RESTRICTION ON PROCESSING OF HORSEHIDE FRONTS

The following amended direction is issued pursuant to General Conservation Order M-310:

Effective July 1, 1944, and until further notice, no tanner shall put into process for his own account or the account of others, and no converter shall cause to be put into process for his account, in any calendar quarter, more than 300% of his monthly average of wet salted horsehide fronts put into process for his own account or the account of others, or caused to be put into process for his account, during the year ending June 30, 1942.

In computing the number of wet salted horsehide fronts which may be put into process or caused to be put into process during the fourth calendar quarter of 1944, any three fronts delivered against military glove orders may be counted as only two fronts. In reporting on Form WPB-1001 the actual number of fronts put into process shall be stated and the additional quantities wet in as permitted by this direction shall be reported under the "Remarks" column.

Issued this 31st day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-16700; Filed, Oct. 31, 1944;  
11:34 a.m.]

#### PART 3293—CHEMICALS

[General Allocation Order M-300, Schedule 51 as Amended Oct. 31, 1944]

#### CELLULOSE ESTER SHEETS, RODS AND TUBES

§ 3293.1051 Schedule 51 to General Allocation Order M-300—(a) Definitions. (1) "Cellulose plastics" means plasticized cellulose ester flake, as such flake is defined in Schedule M-300-50, in the following forms:

(i) First grade rod and tube (unfabricated) produced by the wet extrusion process, but not including rod and tube produced by extrusion from molding powder.

(ii) First grade cake sheet (unfabricated), not including pieces having an area of less than two square feet, produced as a by-product of normal slicing, polishing or fabricating operations.

(iii) First grade continuous sheeting (unfabricated), not including butt rolls having less than 1 inch of material on the core, and not including trim rolls less than 4 inches in width, produced as a by-product of normal slitting or trimming operation.

(b) General provisions. (1) Cellulose plastics are subject to the provisions of General Allocation Order M-300 as Appendix B materials. The initial allocation date is July 1, 1943, when cellulose plastics first became subject to allocation under Order M-326-a (revoked). The allocation period is the calendar month.

(2) The small order exemption without use certificate is 50 lbs. of sheets, 50 lbs. of rods and 50 lbs. of tubes per person per month. Small order quantities may be received in addition to allocated quantities for experimental use and also to complete current jobs for which cellulose plastics has been allocated, notwithstanding Order M-300 (paragraph (p) (2)).

(3) Applications and allocations shall be construed to refer to the month when the materials for the production of cellu-

lose plastics are to be put in process rather than to the month of actual delivery, except when deliveries are to be made from existing stocks. Authorizations under this schedule are not limited in duration, notwithstanding Order M-300. Regular and interim allocations issued under Order M-326-a before September 16, 1944, are effective as if issued under this schedule.

(c) [Revoked Oct. 31, 1944.]

(d) Suppliers' applications on WPB-2947. Each supplier seeking authorization to use or deliver shall file application on Form WPB-2947 (formerly FD-602). Filing date is the 10th day of the month before the proposed delivery month. File separate sets of forms for sheets, rods and tubes respectively. Send three certified copies to the War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-51. The unit of measure is pounds. Without specifying customers' names, an aggregate quantity may be requested for delivery on uncertified exempt small orders, and an aggregate quantity for military aircraft glazing. Other customers' names shall be specified individually. Fill in Table II.

(e) Military emergency shipments. A supplier may make application on Form WPB-2947 for authorization to expedite shipments against anticipated emergency war orders from the Armed Services or their contractors. Column 1 shall read "Emergency shipments against Government contracts". Column 4 shall show the aggregate quantity of the proposed shipments. From the quantity allocated on this application the supplier may make such shipments without further authorization. Subsequently, on the first WPB-2947 form filed after the end of the month, the supplier shall report his emergency shipments by listing in the usual manner the customers, end uses and quantities. An entry shall be made in Column 7 for each such customer to show that the material was expedited and that shipment was made in the preceding month, as, for example, "Expedited—May." In the case of emergency shipments to contractors, suppliers must obtain written or telegraphic certification from the Armed Service involved, stating that an emergency exists. An unused material in the "emergency pool" at the end of the month shall be returned to inventory.

(f) Certified statements of use. Each person placing orders for delivery of more than the small order exemption quantities of cellulose plastics per month in the aggregate from all suppliers, shall furnish each supplier with a certified statement of proposed use, in the form prescribed in Appendix D, of Order M-300. End use may be specified as "aircraft glazing, Army —" (specify contract number), "gas mask lenses, Army —" (specify contract number), or in terms of any other specified product. Proposed use may also be specified as "for resale on further authorization", "for resale on exempt small orders", or



"for export" (specify destination and export license number).

(g) *Budget Bureau approval.* The above reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(h) *Communications to War Production Board.* Reports and communications concerning this schedule shall be addressed to War Production Board, Chemicals Bureau, Washington 25, D. C., Ref: M-300-51.

Issued this 31st day of October 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-16708; Filed, Oct. 31, 1944;  
11:34 a. m.]

## Chapter XI—Office of Price Administration

### PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 183,<sup>1</sup> Amdt. 53]

#### CIGARETTES AND POULTRY FEED IN PUERTO RICO

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Revised Maximum Price Regulation 183 is amended in the following respects:

1. Section 27, Table 12 is amended by changing the price of one item to read as follows:

Brand	To wholesaler (per carton of 200)	At wholesale (per carton of 200)	At retail (per package of 20)
Spur.....	\$1.80	\$1.84	\$0.21

2. Section 64 (b) (5) is added to read as follows:

(5) *Maximum prices for imported feeds for poultry*—(i) *Maximum prices for scratch feeds.*

Scratch Price at wholesale Price at retail  
feeds— \$4.75 per 100 lb. bag 2 lbs. for 11c

This amendment shall become effective as of October 18, 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16679; Filed, Oct. 30, 1944;  
4:44 p. m.]

### PART 1418—TERRITORIES AND POSSESSIONS

[MPR 373,<sup>2</sup> Amdt. 92]

#### SECOND-HAND LUMBER IN HAWAII

A statement of the considerations involved in the issuance of this amendment,

\*Copies may be obtained from the Office of Price Administration.

<sup>1</sup> 9 F.R. 9213, 9286, 9996, 10425, 10498, 10777, 11543, 12212, 12596.

<sup>2</sup> 9 F.R. 8830, 9288, 9891, 9902, 9907, 10305, 11544, 11545, 11961, 12090, 12342, 12360, 12418, 12419, 12539, 12698.

issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Section 54 (d) is amended to read as follows:

(d) *Maximum prices for second-hand lumber.*

(1) Firewood, per cord, 4' x 4' x 8'

F. o. b. salvage point..... \$4  
F. o. b. distribution yard..... 5

(2) Second-hand lumber, F. O. B. distribution yard per MBM.

	Salvage	Re-claimed	Common re-fined	Clear re-fined
Oak.....	\$150	\$200	\$300	\$350
All types except oak..	40	60	65	85

Firewood "as is" at original source—\$2 per cord.

Salvage "as is" at original salvage source—\$15 per MBM.

Salvage F. O. B. trucks at original salvage source—\$20 per MBM.

TABLE F—MAINLAND POULTRY AND RABBITS AT RETAIL<sup>1</sup>  
(Cents per pound)

	Dressed grade			Drawn grade			Frozen eviscerated grade		
	A	B	C	A	B	C	A	B	C
Chickens:									
Broilers.....	57	55	52	71	69	66	80	78	75
Fryers.....	57	55	52	71	69	66	80	78	75
Roasters.....	57	55	52	69	67	64	76	74	71
Capons:									
Light.....	57	55	52	69	67	64	76	74	71
Heavy.....	61	59	56	72	70	67	78	76	73
Fowl.....	52	50	47	63	61	58	69	67	64
Stags and old roosters.....	43	41	38	51	49	46	57	55	52
Geese.....	46	44	41	63	61	58	68	66	63
Ducks.....	45	43	40	59	57	54	63	61	58
Turkeys (young):									
Light.....	62	60	57	73	71	68	77	75	72
Medium.....	62	60	57	72	70	67	76	74	71
Heavy.....	62	60	57	70	68	65	75	73	70
Turkeys (old):									
Light.....	60	58	55	70	68	65	74	72	69
Medium.....	60	58	55	68	66	63	73	71	68
Heavy.....	60	58	55	68	66	63	72	70	67
Rabbits.....	67								

\*"Dressed rabbits" means rabbits from which the head, skin, feet, entrails, and viscera have been removed.

<sup>1</sup> No additional charge may be made for drawing or otherwise preparing dressed mainland poultry. The classifications and weight specifications of poultry items in this table must conform to those set forth in Maximum Price Regulation No. 269.

2. In paragraph (h), Table G is amended to read as follows:

TABLE G—MAINLAND EGGS AND DAIRY PRODUCTS AT RETAIL

Cheese:	Maximum price
Jack, Mount Hope, and Chantelle.....	\$0.52 per pound
New York Martin.....	\$0.60 per pound
Unprocessed Cheddars, such as: Single, Double or Triple Daisies, Twins, Longhorns, Flats, Square Prints, Young Americas, Picnics, Midgets, and Natural Loaf.	\$0.50 per pound
Wisconsin Swiss, Wheel, or Loaf.....	\$0.60 per pound
Processed Loaf: American, Pimiento, Swiss, Brick, and Neopolitan:	
5 Pound Loaf (sliced or piece).....	\$0.50 per pound
2 Pound Loaf.....	\$0.93 per package
1 Pound package.....	\$0.50 per package
½ Pound package.....	\$0.28 per package
Old English—½ pound package.....	\$0.30 per package
Processed or unprocessed cheese items other than those listed above.	"Net cost divided by 0.76"

See footnote at end of table.

\*Copies may be obtained from the Office of Price Administration.

<sup>1</sup> 9 F.R. 8830, 9288, 9289, 9891, 9902, 9907, 10305, 11544, 11545, 11961, 12090, 12342, 12360, 12418, 12419, 12539, 12698.

For sales totaling less than \$7.50, 10% may be added to the maximum price of re-claimed, common refined, and clear refined.

This amendment shall become effective as of October 16, 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16680; Filed, Oct. 30, 1944;  
4:43 p. m.]

### PART 1418—TERRITORIES AND POSSESSIONS

[MPR 373,<sup>1</sup> Amdt. 93]

#### POULTRY, RABBITS AND DAIRY PRODUCTS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Section 19b is amended in the following respects:

1. In paragraph (h), Table F is amended to read as follows:



TABLE G—MAINLAND EGGS AND DAIRY PRODUCTS AT RETAIL—Continued

Butter, Salted:	Maximum price
U. S. Grade AA or U. S. 93 score.....	\$0.60 per pound
U. S. Grade A or U. S. 92 score.....	\$0.60 per pound
U. S. Grade B or U. S. 90 score.....	\$0.59 per pound
U. S. Grade C or U. S. 89 score.....	\$0.59 per pound
Eggs:	
Shell eggs, loose or delivered to retailer in cartons.....	\$0.07 per dozen to "net cost."*
Shell eggs, cartoned by retailer.....	\$0.09 per dozen added to "net cost."*
Powdered whole eggs, 8-ounce jar.....	\$0.80 per jar
FSCC powdered whole eggs, 5-ounce package.....	\$0.50 per package

\*Your "net cost" is the amount you paid your supplier for the item being priced after deducting all discounts and allowances. If you purchase from another retailer you must secure a written record of that retailer's "net cost" and his "net cost" shall be your "net cost" for determining your selling price.

This amendment shall become effective as of October 16, 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16681; Filed, Oct. 30, 1944;  
4:43 p. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS

[MPR 373,1 Amdt. 94]

##### GROCERY ITEMS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Section 41 is amended in the following respects:

1. Paragraph (c) (2) (ii) is amended to read as follows:

(ii) *Inter-island purchases.* "Net cost" for items bought by a retailer located on one island in the Territory of Hawaii from a supplier located on another island in the Territory of Hawaii shall consist of the sum of the amounts permitted in subdivisions (a) through (d) set forth below. If any of the elements, or any part thereof, specified in any of these subdivisions has already been included in another subdivision, it may not again be added.

(a) An amount equal to the manufacturer's, producer's, wholesaler's or other supplier's selling price, less all discounts and allowances except the discount for prompt payment up to 2%.

(b) An amount equal to cartage charges for cartage from the seller's shipping point to dock in the island from which the item is shipped calculated at a rate of \$1.20 per ton, weight or measurement except in cases where the seller's selling price regularly includes delivery to the dock.

(c) An amount equal to charges for ocean freight, war risk and marine insurance actually incurred by the retailer for shipment between the islands, and

there may be included in this amount territorial tolls and tonnage tax as shown on the bill of lading. In lieu of ocean transportation costs, air transportation costs may be substituted by the retailer if he receives written permission of the District Manager of the Office of Price Administration in the island of destination.

(d) An amount equal to cartage charges in the port of entry, in the island on which the purchasing retailer is located, from dock to the retailer's establishment or to the ultimate purchaser's establishment, computed at a rate of \$1.20 per ton, weight or measurement, provided, that the merchandise is moved from the dock at the retailer's expense.

2. Table A (1) is amended by deleting the word "Maui" and the prices ".41" and ".24" opposite the two items entitled "Cerevim, 16 oz. pkg." and "Cerevim, 8 oz. pkg.", respectively, and by amending the item entitled "Junior Foods, 6½ oz. can", to read as follows:

Heinz junior foods, 6½ oz. can:	
Lamb and liver.....	\$0.11
Chicken Farina vegetable porridge.....	.11
Chopped green beans.....	.11
All others (2 for 21¢).....	.11

3. Table A (5) (1) is amended by deleting the word "Kauai" and the prices ".19" and ".16" opposite the two items entitled "All Bran, Kellogg, 10 oz." and "Bran Flakes, Post, 8 oz.", respectively.

4. Table A (5) (ii) is amended by changing the prices for four items to read as follows:

China Oats, Mother's with premium, 48 oz.....	\$0.52
Pearls of Wheat, Farina, Albers, 28 oz.....	.27
Quaker Oats, all types, 48 oz.....	.44
Quaker Oats, all types, 28 oz.....	.21

5. Table A (7) (1) is amended by deleting the word "Maui" and the price ".13" opposite the item "Libby, 9 oz.".

6. Table A (10) is amended by changing the items "Cookies, Loves, var. types #15 cel. pkg.", "Cookies, Loves, var. types #20 cel. pkg.", and "Cookies, Loves, var. types #25 cel. pkg." by amending the first three items to read as follows:

	Hawaii, Maui, Kauai
Cookies, Loves and Diamond, var. types, # 15 cel. pkg.....	\$0.15 \$0.16
Cookies, Loves and Diamond, var. types, # 20 cel. pkg.....	.20 .21
Cookies, Loves and Diamond, var. types, # 25 cel. pkg.....	.25 .27

7. Table A (18) is amended to read as follows:

18. Fruits, dried:		
Prunes, 30/40, lb., (if un-		
marked, costing \$4.63-	Molokai	
\$4.77).....	\$0.24	\$0.23
Prunes, 40/50, lb., (if un-		
marked, costing \$4.45-		
\$4.57).....	.23	.22
Prunes, 50/60 lb., (if un-		
marked costing \$4.20-		
\$4.35).....	.22	.21
Prunes, 60/70 and 70/80,		
lb., (if unmarked cost-		
ing \$3.93-\$4.10).....	.21	.20
Raisins, 15 oz. box.....	.17	

8. Table A (19) is amended by deleting the item entitled "Tea Garden, qt." under the category entitled "Grape juice".

9. Table A (22) is amended by deleting the item entitled "Ham, chopped, all brands, 12 oz.", "Luncheon meat, all brands, 12 oz." and by amending the item entitled "Tongue spread, Libby, No. ¼ tin", to read as follows:

Tongue spread, Libby, No. ¼ tin.....	\$0.13
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10. Table A (25) is amended by changing the price of one item to read as follows:

Libby Jumbo Ripe, No. 303 gl.....	\$0.41
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11. Table A (27) is amended by deleting the word "Maui" and the prices ".12" and ".12" opposite the two items entitled "Fontana Egg Noodles, 4 oz." and "Fontana, other paste products, 8 oz.".

12. Table A (34) is amended by deleting the items entitled "Herring, Landing, Kippered, No. ¼ tin" and "Tuna, various brands, light meat, fancy, No. ½ tin", and by adding seven new items to read as follows:

Herring, Happy Landing, Kippered, No. ¼ tin.....	\$0.22
Sardines, FSCC (packed in cottonseed oil) No. ¼ tin.....	.07
Sardines, FSCC (packed in tomato sauce) No. ¼ tin.....	.07
Tuna, various brands, light meat, fancy, FSCC No. ½ tin.....	.32
Tuna, various brands, flaked or grated FSCC, 6 oz. tin.....	.27
Tuna, various brands, flaked or grated, FSCC, 6½ oz. tin.....	.29
Tuna, various brands, standard, FSCC, 7 oz. tin.....	.30

13. Table A (35) is amended by changing the prices of two items to read as follows:

Blue Mottled Soap, Cake, 60s (2 for 15¢).....	\$0.03
P & G Laundry Soap, Cake.....	.03

14. Table A (37) is amended by changing the prices of four items and by adding one new item, all to read as follows:

Campbells:	
Vegetable, 10½ oz. can (2 for 31¢).....	\$0.16
Vegetarian-vegetable, 10½ oz. can (2 for 31¢).....	.16
Vegetable-beef, 10½ oz. can.....	.13
Heinz:	
Asparagus, 11 oz. can.....	.18
Bean, 11 oz. can.....	.18

15. Table A (41) is amended to read as follows:

\*Copies may be obtained from the Office of Price Administration.

19 F.R. 8830, 9288, 9891, 9902, 10305, 11544, 11545, 11961, 12090, 12342, 12360, 12418, 12419, 12535, 12698.



## 41. Sugar.

	Pounds	Zone 1 on islands of Oahu and Molokai	Lanai and all other areas on islands of Oahu and Molokai	Zone 1 on island of Maui	All other areas on island of Maui	Zone 1 on islands of Kauai and Hawaii	All other areas on islands of Kauai and Hawaii
Granulated sugar, white.....	100	\$6.98	\$6.78	\$6.80	\$6.60	\$7.24	\$7.04
	25	1.80	1.75	1.75	1.70	1.87	1.82
	10	.73	.71	.70	.69	.76	.74
	5	.37	.36	.35	.35	.38	.37
These prices for less than 100-lb. sizes apply whether bagged by producer or by retailer.....	2	.16	.15	.14	.14	.15	.15
	1	.08	.08	.07	.07	.08	.08
C & H powdered sugar.....	1	.11	.11	.11	.11	.11	.11

16. Table A-(44) is amended by revising the titles of two items under the category entitled "Corn", and changing the prices of one item under the category entitled "Beans", all to read as follows:

## Corn:

Grimes, golden bantam, cream style, No. 2 can.....	\$0.17
Grimes, white, cream style, No. 2 can.....	.16
Beans, Ritter beans with pork, No. 1 can (2 for 25¢).....	.13

17. Table A (48) is amended by deleting the category entitled "Olive oil" and all items listed thereunder.

18. Table B is amended by changing commodity classification number 52, "Candy, imported," and by adding a new footnote, all to read as follows:

Commercial classification No.	Grocery item	Division factor		
		Col. 1	Col. 2	Col. 3
52 <sup>1</sup> .....	Imported candy....	0.70	0.72	0.73

<sup>1</sup> However, any retailer of an item covered by commodity classification number 52 may use as his maximum price the established and mainland price of the manufacturer thereof, upon proper application to, and approval by, the Office of Price Administration, rather than the calculated maximum price determined under paragraph (c) of this table through the use of the division factor above. Such application may be made for approval of a price of such item which is established and maintained by the manufacturer thereof, and who requires that such article be sold at the price established and maintained by such manufacturer. The applicant must set forth:

(i) Description of the article or line to be priced.  
(ii) Proof that the manufacturer has established and maintained a resale price and that the manufacturer will not sell to a wholesaler or a retailer who does not maintain this price.

(iii) A statement that the seller will not sell such article at a higher price than such established and maintained price.

Such application, of course, need not be made where such established and maintained price is not in excess of the maximum price as calculated under this section.

This amendment shall become effective as of October 16, 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16682; Filed, Oct. 30, 1944;  
4:44 p. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS [MPR 373,<sup>1</sup> Amdt. 95]

##### IMPORTED FURNITURE IN HAWAII

A statement of the considerations involved in the issuance of this amendment,

<sup>1</sup> 9 F.R. 8830, 9288, 9891, 9902, 9907, 10305, 11544, 11545, 11961, 12090, 12342, 12360, 12418, 12419, 12535, 12698.

issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Maximum Price Regulation 373 is amended in the following respects:

1. Section 62 (a) (1) (vi) is amended by deleting the words "except bed pillows".
2. Section 67 (a) (5) is amended by deleting the words "bed pillows".
3. Section 68 (a) (5) is amended by deleting the words "bed pillows".

This amendment shall become effective as of October 20, 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16683; Filed, Oct. 30, 1944;  
4:43 p. m.]

#### PART 1418—TERRITORIES AND POSSESSIONS [MPR 373,<sup>1</sup> Amdt. 96]

##### GARBAGE AND SWILL IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Section 73 is added to read as follows:

SEC. 73. *Maximum prices for garbage and swill on the Island of Kauai.* (a) The maximum price for the sale of garbage and swill on the Island of Kauai shall be \$2.00 per ton.

In addition, sellers of garbage may add to this amount any cost of hauling or cartage actually incurred by such seller.

(b) Garbage and swill means any refuse, accumulated or rejected animal and vegetable matter, liquid or solid, that attends the cleaning, preparation, storage, consumption, spoilage or decay of food, and which is fit for use as feed for animals and poultry.

This amendment shall become effective as of July 21, 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16684; Filed, Oct. 30, 1944;  
4:43 p. m.]

\*Copies may be obtained from the Office of Price Administration.

#### PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COM- PONENT

[RO 1F,<sup>2</sup> Amdt. 3]

#### TIRE RATIONING REGULATIONS FOR THE TER- RITORY OF ALASKA

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Ration Order 1F is amended in the following respects:

1. Section 4.2 (c) is added to read as follows:

(c) Notwithstanding any other provisions of this section a certificate for a new truck tire listed in the table below or for a new passenger-type tire may be issued for a commercial motor vehicle which meets the applicable conditions of section 4.1 and which is used exclusively by medical or dental laboratories, or for the transportation of apparel by dry cleaners, or for the transportation of laundry, drugs, medicinal supplies or essential food. The incidental transportation of other property simultaneously with any of the aforesaid commodities shall not remove eligibility if it involves no diversion from the vehicle's normal route or schedule.

##### NEW PASSENGER OR TRUCK-TYPE

32 x 4½	6.25/5.50-17
30 x 5	6.00-16
33 x 5	6.00-17
34 x 5	6.00-18
35 x 5	6.00-20
32 x 6 8 ply	6.00-20/30 x 5

##### NEW PASSENGER OR TRUCK-TYPE—Continued

6.25-16	7.00-18
6.50-16	7.00-20 8 ply
6.50-17	7.50-15
6.50-18	7.50-16
6.50-20	7.50-17
6.50-20/32 x 6 8 ply	7.50-18 8 ply
7.00-15	7.50-20 8 ply
7.00-16	7.50-24 8 ply
7.00-17	

This amendment shall become effective November 1, 1944.

Issued this 31st day of October 1944.

MILDRED R. HERMANN,  
Territorial Director,  
Alaska.

Approved:

JAMES P. DAVIS,  
Regional Administrator,  
Region IX.

[F. R. Doc. 44-16696; Filed, Oct. 31, 1944;  
11:24 a. m.]

#### PART 1351—FOOD AND FOOD PRODUCTS [MPR 280,<sup>3</sup> Amdt. 49]

##### FLUID MILK AND MILK PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

<sup>2</sup> 7 F.R. 1027; 8 F.R. 3783.

<sup>3</sup> 8 F.R. 5165, 7566, 6357, 7196, 7599, 7670, 8065, 8180, 9521, 9386, 9883, 10513, 11811, 13060, 13721, 16296, 16597, 16795; 9 F.R. 343, 763, 1622, 2238, 2176, 4027, 5586, 6520, 9090.



Maximum Price Regulation 280 is amended in the following respect:

Section 1351.801 (a) is amended to read as follows:

(a) *Fluid milk and milk products.* Fluid milk and cream sold at wholesale other than in glass or paper containers to stores, hotels, restaurants and institutions; cheeses insofar as their sales are not covered by Maximum Price Regulations Nos. 289, 263, 422 or 423; condensed milk and evaporated milk insofar as their sale is not covered by Maximum Price Regulations Nos. 289, 421, 422 or 423; any animal feed processed from cows' milk and composed of milk ingredients constituting more than 50 percent in weight or volume insofar as its sale is not covered by Revised Maximum Price Regulation 289; edible casein; malted milk powder; and any other food commodity which is processed from cows' milk and composed of milk ingredients constituting more than 50% in weight or volume, excluding liquid whey, ice cream (which is covered by the General Maximum Price Regulation) and any other commodity so composed of milk ingredients insofar as its sale is covered by some other regulation.

This amendment shall become effective November 6, 1944.

Issued this 31st day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16699; Filed, Oct. 31, 1944;  
11:24 a. m.]

PART 1356—DOMESTIC AND COMMERCIAL  
COOKING AND HEATING STOVES AND  
RANGES

[MPR 527, Amdt. 2]

USED DOMESTIC GAS COOKING RANGES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Section 6 (c) is amended to read as follows:

(c) *Sales in the Western States and the Territory of Hawaii.* An amount equal to 10% of the prices set forth in Appendix A and Appendix B may be added to those prices for sales in the following states: Arizona, New Mexico, California, Washington, Oregon, Idaho, Nevada, Utah, Colorado, Wyoming and Montana. An amount equal to 20% of the prices set forth in Appendix A and Appendix B may be added to those prices for sales in the Territory of Hawaii.

This amendment shall become effective November 6, 1944.

Issued this 31st day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16700; Filed, Oct. 31, 1944;  
11:23 a. m.]

\*Copies may be obtained from the Office of Price Administration.

<sup>1</sup>9 F.R. 4017, 11109.

No. 218—2

PART 1360—MOTOR VEHICLES AND MOTOR  
VEHICLE EQUIPMENT

[R 2B, Amdt. 16]

PASSENGER AUTOMOBILES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.\*

Ration Order No. 2B is amended in the following respects:

1. Section 1.5 (c) is amended to read as follows:

(c) Certificates valid on November 3, 1944 shall remain valid through November 30, 1944. Certificates issued on and after November 4, 1944 shall remain valid for sixty days from the date of issuance.

2. The word "sale" is substituted for the word "resale" in the title and text of section 1.8 (b) and in the second sentence of section 1.9 (c).

3. The text of section 1.11 is amended to read as follows: "An applicant may appeal from an adverse decision of a Board, District Director or Regional Administrator in accordance with the procedure set forth in Procedural Regulation No. 9 of the Office of Price Administration."

4. Section 2.7 (c) is added to read as follows:

(c) He may use a car to move it from a sales establishment or place of storage to another sales establishment or place of storage.

5. Section 2.8 is amended to read as follows:

SEC. 2.8 *Dealer's failure to post inventories and refusal to sell cars.* (a) A dealer who does not post the notice set forth in subparagraph (1) in the manner described, or who does not, under the conditions set forth in subparagraph (2), sell a 1942 car which he holds for sale may be prohibited from acquiring for sale and from transferring, except to a dealer, any car which is rationed under this Order or which may be rationed under subsequent orders of the Office of Price Administration. Every 1942 car owned by a dealer is deemed to be "held for sale" unless the dealer has registered it for his use, or unless a Clearance Statement has been issued for it to the dealer by the Office of Price Administration, Washington, D. C., or unless he has sold or contracted to sell it to a person who has delivered a certificate to him.

(1) The notice shall be typed or printed, not less than 18 x 24 inches in size, and must be posted in a place and manner which will make it plainly visible to prospective buyers. It shall be headed "1942 Cars Held For Sale" and shall list the make, body type, serial number and engine number of each car currently held for sale with a notation indicating whether it is new or used. Following the listing of cars shall be a certification signed by the dealer or his authorized agent in the following form: "The above is a complete and current list

of all 1942 cars held for sale by the undersigned dealer." A dealer who holds no 1942 cars for sale shall post a notice in the same manner as if he had cars for sale stating "NONE" between the heading and the certification. The notice is deemed to be a representation to the Office of Price Administration that the dealer has not omitted from the notice any car held for sale.

(2) A dealer must sell any 1942 car which he holds for sale to the holder of a certificate who tenders the maximum price for the car as established by the Office of Price Administration in cash or by a cashier's or a certified check, or who offers to sign the security instruments and has the financial and legal qualifications customarily required of a purchaser.

(b) A dealer's failure to comply with the provisions of paragraph (a) shall be determined at a hearing conducted by a special hearing officer who shall be appointed by the District Director for the area in which the dealer's establishment is located. The institution and conduct of the proceeding shall conform with the procedure set forth in Article II of Revised Procedural Regulation No. 4, with the special hearing officer exercising the powers and functions specified therein for hearing commissioners in the conduct of suspension hearings. If the special hearing officer determines that the respondent dealer has failed to comply with the provisions of paragraph (a), he may issue an order prohibiting the dealer from acquiring for sale and from transferring, except to a dealer, any car rationed under this order or which may be rationed under subsequent orders of the Office of Price Administration. The order shall be effective five days after the date it is personally served on, or mailed to, the respondent. A respondent against whom such an order has been issued may, within 15 days after the date of service, appeal by filing a statement of objections with the special hearing officer. Within three days after the receipt of the statement, the special hearing officer shall forward it, together with a copy of the notice instituting the hearing and a copy of his order, to the Regional Administrator having jurisdiction over the area in which the hearing was conducted. The Regional Administrator may affirm, reverse or modify the order of the special hearing officer on the basis of the record before him, or direct that further hearings be held. A copy of the Regional Administrator's order shall be served promptly on the respondent personally or by mail directed to his last known address.

If the special hearing officer determines that no order of prohibition should be issued, he may issue an admonitory order or an order dismissing the proceedings.

(c) Notwithstanding any provisions of this Section, a dealer who has acquired a 1942 car since October 9, 1943 must transfer such car to the holder of a Certificate who tenders the maximum price for the car as established by the Office of Price Administration, in cash or by a cashier's or a certified check, or

<sup>1</sup>8 F.R. 2483, 5317, 5531, 5678.



who offers to sign the security instruments and has the financial and legal qualifications customarily required of a purchaser. It is a violation of this order for a dealer to refuse to transfer a car as required by this paragraph; to fail to post the notice described in paragraph (a); or to transfer a 1942 car to a certificate holder if he has failed to post such notice.

6. Section 2.10 (a) is amended to read as follows:

(a) *1942 cars held for sale.* (1) A 1942 car held for sale may be altered into any other model or type of conveyance only upon specific authorization granted by the Office of Price Administration in Washington, D. C. Applications for authorization shall be made to that Office by letter, stating the make, body type, serial number and engine number of the car, the details of the proposed alteration and the purpose for which the altered vehicle is to be used. Authorization will be granted if the Office of Price Administration is satisfied that the proposed alteration will result in a greater usefulness of the car in the war effort or the public welfare. An alteration of this kind shall be reported on Form R-203 to the Office of Price Administration, Inventory Unit, Empire State Building, New York City, within five days after its completion.

(2) A part or accessory not essential to the operation of the altered vehicle may be removed without authorization. Any part or accessory may also be removed from any car for the purpose of repair or upon authorization of the War Production Board or the Office of Price Administration.

(3) If any 1942 car held for sale is in such condition that its repair is not practicable, it may be junked or dismantled for the purpose of scrap or salvage. Any person who junks a 1942 car held for sale shall report within five days on Form R-203 to the Office of Price Administration Inventory Unit, Empire State Building, New York City, giving the make, body type, serial number and engine number of the junked car. It is not necessary to report the junking of any 1942 car which was held for use and not for sale.

7. The title of Article III is amended by deleting "1942".

8. The text of section 3.1 (a), immediately preceding subparagraph (1), is amended to read as follows:

The following persons shall file letters of application for Certificates for cars subject to this order directly with the Office of Price Administration, Washington, D. C.:

9. The second sentence of section 3.1 (a) (1) is amended by substituting the phrase "for cars subject to this order" in place of the phrase "for 1942 cars".

10. Section 3.1 (a) (4) is added to read as follows:

(4) An officer, agent or employee of the Army, Navy, Marine Corps, Coast Guard or the law enforcement agencies of the United States. He must establish that he requires a car in performing official duties which depend upon secrecy.

This amendment shall become effective November 4, 1944.

(Pub. Law 671, 76th Cong. as amended by Pub. Laws 89, 421 and 507, 77th Cong., E.O. 9125, 7 F.R. 2719, WPB Dir. No. 1, 7 F.R. 563, Supp. Dir. IX, 9 F.R. 8776)

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 31st day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16697; Filed, Oct. 31, 1944;  
11:22 a. m.]

#### PART 1380—HOUSEHOLD AND SERVICE INDUSTRY MACHINES

[RPS 86, Amdt. 3]

##### DOMESTIC WASHING MACHINES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Revised Price Schedule No. 86 is amended in the following respect:

A new paragraph (h) is added to § 1380.1 to read as follows:

(h) *Washing machine models produced under limited authorization of the War Production Board.* The maximum price for any model washing machine which differs from a model for which a maximum price is already established by this schedule, and the production of which is permitted by the War Production Board in limited quantities only for sales to the United States or any of its agencies, is the price specifically authorized in writing by the Office of Price Administration, Washington, D. C., upon application. Any price authorized under this section shall be no higher than a price in line with the price established by this schedule for the most comparable article produced by the same manufacturer reflecting the margin enjoyed by the manufacturer on that comparable article computed by using current direct manufacturing costs for both the new article and the comparable article.

This amendment shall become effective on the 6th day of November 1944.

Issued this 31st day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16702; Filed, Oct. 31, 1944;  
11:24 a. m.]

\*Copies may be obtained from the Office of Price Administration.

#### PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 13, Amdt. 36 to 2d Rev. Supp. 1]

##### PROCESSED FOODS

Section 1407.1102 (c) (13) is added to read as follows:

(13) For the reporting period beginning December 3, 1944 and ending December 30, 1944----- 5

This amendment shall become effective November 4, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong., and by Pub. Law 383, 78th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; WFO No. 56, 8 F.R. 2005, 9 F.R. 4319, and WFO No. 58, 8 F.R. 2251, 9 F.R. 4319)

Issued this 31st day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16698; Filed, Oct. 31, 1944;  
11:22 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[Rev. SR 1 to GMPR, Amdt. 83]

##### SKI TROOP AND ARMY FIELD EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Revised Supplementary Regulation No. 1 is amended in the following respects:

Section 4.3 (k) is amended to read as set forth below:

(k) The following commodities, but this exception shall expire January 1, 1945:

(1) The following ski troop equipment: carabiners, ice axes, pitons (rock and ice), and ski bindings.

(2) Field ranges, Model—1937 (quartermaster corps); spare parts thereof, Class A.

(3) Deliveries of the following commodities pursuant to contracts entered into prior to January 1, 1943:

(i) Accessories for field range Model—1937 (quartermaster corps), Parts 222, 223, 224, 225, 226, 227, 228, 229 and 230, as listed in Instructions for Operation and Care of Gasoline Field Range, Model—1937 (quartermaster corps):

(4) Deliveries of Canteen cups and meat cans, Model—1942 pursuant to contracts entered into prior to April 1, 1943.

This amendment shall become effective November 6, 1944.

Issued this 31st day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16701; Filed, Oct. 31, 1944;  
11:23 a. m.]

\* 9 F.R. 173, 908, 1181, 2091, 2290, 2553, 2830, 2947, 3580, 3707, 4542, 4605, 4607, 4883, 5956, 6103, 6151, 6450, 7344, 7423, 7433, 9169, 9170, 9266, 9278.



## TITLE 43—PUBLIC LANDS: INTERIOR

## Chapter I—General Land Office

## Subchapter Y—Waters

[Circ. 1536]

## PART 292—PUBLIC WATER RESERVES

## MISCELLANEOUS AMENDMENTS

In order to show the change in procedure authorized by the Secretary of the Interior by Order No. 1961 of June 27, 1944, the regulations relating to leasing of public lands near or adjacent to springs, for bath houses, hotels, or other improvements, contained in Part 292, are amended as follows:

In §§ 292.20 (d) and 292.21, the words "Commissioner of the General Land Office" are substituted for the words "Secretary of the Interior."

Sections 292.25 and 292.26 are amended to read:

§ 292.25 *Granting of lease is discretionary.* The granting of an application for lease is discretionary, and any application may be granted or denied in part or in its entirety as may appear to be warranted in the particular case.

§ 292.26 *Appeals.* Any party aggrieved by any action of the Commissioner of the General Land Office may appeal to the Secretary of the Interior, pursuant to the rules of practice (43 CFR, Part 221).

FRED W. JOHNSON,  
Commissioner.

Approved: October 21, 1944.

OSCAR L. CHAPMAN,  
Assistant Secretary.

[F. R. Doc. 44-16689; Filed, Oct. 31, 1944;  
10:29 a. m.]

## TITLE 46—SHIPPING

## Chapter III—War Shipping Administration

[Gen. Order 16, Supp. 10]

## PART 303—CONTRACTS FOR CARRIAGE ON VESSELS OWNED OR CHARTERED BY THE WAR SHIPPING ADMINISTRATION

## BILLS OF LADING FOR GOVERNMENT CARGO

Section 303.17 *Government form of bill of lading* (formerly designated paragraph 7 of General Order 16), paragraph (d) of § 303.21, *Uniform bill of lading for barges, tugs and other vessels used in barge service "Warshiptowblading"* (General Order 16, Supp. 2), and paragraph (e) of § 303.32, *Ocean bill of lading, short form, "Warshipshortblading"* (General Order 16, Supp. 7) are hereby revoked and the following new section adopted:

§ 303.34 *Bills of lading for government cargo.* Whenever government cargo or property shipped by a United States government agency or department is carried aboard vessels operated by or for the account of War Shipping Administration the following rules shall apply:

(a) Except as otherwise provided in this § 303.34, the form of bill of lading

prescribed by § 303.11, *Uniform bill of lading "Warshipblading,"* § 303.32, *Uniform bill of lading, short form, "Warshipshortblading"* of § 303.33, *Uniform bill of lading for government cargo, "Warshipshortblading"* (U. S. Gov. Form) shall be used on all ocean shipments in foreign commerce, import and export including commerce in either direction between the United States and Alaska, the Hawaiian Islands, Puerto Rico, and the Canal Zone.

(b) When and if the proposed War Department ocean bill of lading becomes effective, that form may be used in connection with the transportation of Army cargo only.

(c) Mails of the Post Office Department where customarily handled under Post Office way bills may continue to be transported under that form of documentation.

(d) Government bill of lading (Standard Form No. 1103) shall be used for the transportation of government cargoes in domestic, intercoastal and coastwise commerce.

(e) Commercial forms of bills of lading other than War Shipping Administration forms may be used on inbound shipments only when at the port or place of issuance the forms required by the preceding paragraphs are not available. If such commercial form is used, the following sentence shall be stamped or typed on the face of such bill of lading.

Subject to all the terms and conditions contained or incorporated in \_\_\_\_\_  
(Insert Warship-

blading, Warshipshortblading, Warshipshort-  
blading (U. S. Gov. Form), government bill  
of lading, whichever may be applicable)

(E.O. 9054, 7 F.R. 837)

[SEAL]

E. S. LAND,  
Administrator.

OCTOBER 30, 1944.

[F. R. Doc. 44-16691; Filed, Oct. 31, 1944;  
10:49 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

## Chapter I—Interstate Commerce Commission

[Rev. S. O. 244]

## PART 95—CAR SERVICE

## DISTRIBUTION OF GRAIN CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 30th day of October, A. D. 1944.

It appearing, that the demand for cars for grain loading at stations in the States of Minnesota, Montana, North Dakota, South Dakota, and Wisconsin is placing an inordinate burden on the car supply, and that the need for an equitable distribution of such cars to obtain a fair supply between all shippers is of vital importance; in the opinion of the Com-

mission an emergency exists requiring immediate action.

It is ordered, that:

(a) *Definitions.* (i) The term "prompt loading," as used in these rules, is intended to mean that a car placed for loading not later than 12:00 Noon must be loaded and billing instructions tendered on or before 10:00 a. m. the following business day, failing which, such car will be charged against the consignor's or shipper's allotment as an additional empty for each succeeding day held for loading, or for billing instructions.

(ii) The term "blocked elevator," as used in these rules, shall be held to mean an elevator containing grain to at least 90% of its rated capacity and that the carrier's agent has been notified to this effect in writing and other consignors or shippers have been given an opportunity for verification. The term "rated capacity" shall be held to mean the capacity filed with State authorities as basis for license.

(b) *Cars not to be furnished or supplied for grain loading.* No common carrier by railroad subject to the Interstate Commerce Act shall supply or furnish any car to any consignor or shipper of grain for loading and transportation unless such consignor or shipper has first:

(i) Advised the carrier's agent daily of the total quantity of grain on hand available for prompt loading to be tendered for rail shipment on a subsequent day or days, and

(ii) Made a written order on the carrier's agent (see note below) for cars wanted for grain loading showing the (a) date of order, (b) number of cars wanted, (c) whether car is for bulk or sacked grain, (d) destinations, (e) date wanted to load, (f) quantity of each kind of grain on hand and conveniently located for prompt loading tendered for rail shipment, and (g) name of shipper.

Note: Orders from shippers served by more than one railroad shall be placed jointly when cars are required from more than one carrier. Copies of all orders, whether single or joint, shall be sent as information to each of the other roads serving the industry. Such combined orders shall not exceed the total grain conveniently located for prompt loading tendered for shipment.

(c) *Distribution.* After a consignor or shipper has complied with paragraph (b) hereof, each common carrier by railroad subject to the Interstate Commerce Act shall supply a car or cars to such consignor or shipper but such carrier or carriers shall distribute its cars available for grain loading in accordance with the following rules:

(i) The ratio of the quantity of grain reported in accordance with paragraph (b) (i) hereof by each consignor or shipper to the total quantity of grain reported by all consignors or shippers shall be the percentage basis for the distribution of available cars at each station on any particular day for grain loading.

(ii) When a consignor's or shipper's pro-rata share of the available car supply is a fraction of a car, the fraction will be carried to the consignor's or shipper's credit, and the consignor or shipper will be entitled to car supply on the basis of the aggregate of such fractional credits.



(iii) Cars shall not be furnished in excess of a consignor's or shipper's ability to load and ship promptly.

(iv) In case one or more elevators at a station are blocked, the available cars shall be distributed as follows: The first car to first elevator blocked and thereafter during such time as elevators remain blocked cars shall be distributed consecutively to blocked elevators in the order in which they became blocked until the blocked condition in all elevators is relieved. After each blocked elevator has been furnished one car, any cars remaining will be furnished all shippers at such station in accordance with the provisions of paragraph (c) hereof.

(d) *Application.* (i) The provisions of this order shall apply to intrastate as well as interstate commerce.

(ii) This order shall apply only at points located in the States of Minnesota, Montana, North Dakota, South Dakota, or Wisconsin. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U. S. C. 1 (10)-(17))

It is further ordered, That this order shall become effective at 12:01 a. m., October 31, 1944, and shall vacate and supersede Corrected Service Order No. 244 on the effective date hereof; that a copy of this order and direction shall be served upon the Commissions regulating common carriers by railroad in the States of Minnesota, Montana, North Dakota, South Dakota, and Wisconsin, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 44-16709; Filed, Oct. 31, 1944;  
11:44 a. m.]

## Chapter II—Office of Defense Transportation

[Special Direction ODT 18A-2A, Amdt. 2]

### PART 520—CONSERVATION OF RAIL EQUIPMENT; EXCEPTIONS, PERMITS, AND SPECIAL DIRECTIONS

#### CARLOAD FREIGHT TRAFFIC

Pursuant to the provisions of § 500.73 of General Order ODT 18A, as amended, Special Direction ODT 18A-2A, as amended, is hereby further amended by cancelling item numbered 45 and by incorporating therein, in numerical sequence, the following new item:

46. *Eggs, shell.* In containers, fibreboard or wooden, shall be loaded lengthwise with cases covering the full floor area and shall be loaded not less than five tiers high.

This Amendment 2 to Special Direction ODT 18A-2A shall become effective November 1, 1944.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; Gen. Order ODT 18A, as amended, 8 F.R. 14477, 9 F.R. 116, 9 F.R. 7528)

Issued at Washington, D. C., this 27th day of October 1944.

E. J. CONNORS,  
Assistant Director in Charge  
of Railroad Transport Department.

[F. R. Doc. 44-16704; Filed, Oct. 31, 1944;  
11:27 a. m.]

## Notices

### DEPARTMENT OF THE INTERIOR,

Office of the Secretary.

[Order No. 2002]

### UNITED STATES BOARD ON GEOGRAPHICAL NAMES

#### DECLARATION OF FUNCTIONS AND RESPONSIBILITIES

OCTOBER 26, 1944.

Pursuant to the provisions of section 161, Revised Statutes (5 U.S.C. sec. 22); section 16 of the Act of March 3, 1933 (ch. 212, 47 Stat. 1517); section 1, Title III, of the Act of March 20, 1933 (ch. 3, 48 Stat. 16); Executive Orders No. 27-A, dated September 4, 1890; No. 399, dated January 23, 1906; No. 493, dated August 10, 1906; No. 3206, dated December 30, 1919; and No. 6680, dated April 17, 1934; this order prescribes the functions of the Division of Geography and the Advisory Committee which together shall be known as the United States Board on Geographical Names:

I. The primary function and responsibility of the United States Board on Geographical Names is to obtain uniform usage in geographic nomenclature and orthography throughout the Federal agencies, and particularly on the maps and charts prepared by them.

II. The Director of the Division of Geography is appointed by and is responsible to the Secretary of the Interior.

III. The Division of Geography, under the supervision of the Secretary of the Interior, is responsible for the following geographic name functions:

(a) Formulates major rules, principles, and policies for the treatment of domestic and foreign geographic names;

(b) Prepares detailed rules, instructions, and procedures to standardize the treatment of geographic names, including tables of transliteration and transcription for non-Roman and non-alphabetic languages, by countries, groups of countries, or languages, and including lists of authorities with their reliability and order of precedence indicated.

(c) Investigates and recommends action on

(1) Geographic names which are to be determined, changed, and fixed in the United States, its territories and possessions, international waters, and in lands or waters to which the United

States has not formally recognized the sovereignty of a foreign nation.

(2) Proposed new names for previously unnamed features in the United States, its territories and possessions, international waters, and in lands or waters to which the United States has not formally recognized the sovereignty of a foreign nation.

(3) Foreign geographic names in dispute, conflict, varied usage, or other uncertainty.

(d) Works cooperatively with local boards, associations, and individuals in determining geographic name usage within the United States and its possessions.

(e) Works cooperatively with corresponding agencies in other countries to attain consistency in the international treatment of geographic names.

(f) Prepares gazetteers of geographic names.

(g) Issues a series of publications as part of its program.

(h) Maintains master files of geographic names and of research materials needed for the performance of its functions.

(i) Transcribes or transliterates geographic names from non-Roman and nonalphabetic languages, at the specific request of a Federal agency lacking facilities.

(j) Acts as a clearing house for information concerning geographic name work being done by Federal agencies, including transcription and the preparation of gazetteers.

(k) Provides information requested by Federal agencies concerning the locations of places and the spelling or pronunciation of geographic names, when practicable without excessive research.

(l) Reviews for compliance with official policy and the rules of the Board or checks, in detail, geographic names on maps and charts to be published, upon request by Federal agencies, in so far as practicable.

IV. The functions and composition of the Advisory Committee are as follows:

(a) Because of the interdepartmental scope of the Board's activities the Advisory Committee, unless the Secretary of the Interior in any particular matter determines otherwise, reviews and approves, before final approval by the Secretary of the Interior, all principles, policies, technical procedures and name recommendations with respect to geographic names to be followed by Federal agencies. It advises the Secretary of the Interior as to general policy, procedures and technical matters. Except as otherwise directed by the Secretary of the Interior the Division of Geography is guided by the recommendations of the Advisory Committee in matters relating to the use of decisions and rulings of the Board by Federal agencies.

(b) The Committee membership shall consist of representatives of Federal agencies most concerned with geographic names and of professional associations. It may also include individuals and representatives of private groups. Members of the Com-



mittee shall be appointed by the Secretary with approval of the agency concerned, and the number of members shall be fixed from time to time by the Secretary. Members shall serve for a period of two years but they shall be eligible for reappointment. All members not representing Federal agencies shall be non-voting members. The Committee shall be headed by a chairman nominated by the Committee and appointed by the Secretary of the Interior. When additions to, and changes in agencies or groups to be represented are desirable, the Advisory Committee shall make recommendations to the Secretary of the Interior. The Director of the Division of Geography shall serve as Executive Secretary to the Advisory Committee, and shall be a member of the Committee, but not vote.

V. To the extent of any inconsistency with the provisions hereof, Order No. 1010 of December 10, 1935, and Order No. 1944 of April 17, 1944, are hereby modified.

HAROLD L. ICKES,  
Secretary of the Interior.

[F. R. Doc. 44-16688; Filed, Oct. 31, 1944;  
10:29 a. m.]

#### FEDERAL POWER COMMISSION.

[Docket No. G-536]

KENTUCKY NATURAL GAS CORP.

##### NOTICE OF APPLICATION

OCTOBER 28, 1944.

Notice is hereby given that on October 16, 1944, Kentucky Natural Gas Corporation, a Delaware corporation, filed with the Federal Power Commission its application for a certificate of public convenience and necessity pursuant to Section 7 of the Natural Gas Act, as amended, for authority to acquire by lease and operate the following-described facilities of the Universal Gas Company:

(a) A six-inch transmission pipe line extending easterly from a point west of Terre Haute, Indiana, near the Indiana-Illinois state line, to the city gate at Martinsville, Indiana, including a two-inch branch pipe line extending northwardly to the city gate at Greencastle, Indiana;

(b) A six-inch branch line extending westerly from the Unionville gas field, located north of Bloomington, Indiana, to a point of connection with the pipe line of the Public Service Company of Indiana.

According to the application, by an instrument of lease dated August 25, 1942, the Universal Gas Company leased to the Applicant for a term of twenty years from and after September 1, 1942, the pipe line system described above, together with an assignment of Universal's right, title, interest, privileges and obligations in and to (1) a contract dated June 25, 1932, between Universal and Central Illinois Public Service Company, (2) a contract dated July 3, 1940, between Universal and the Public Service Company of Indiana, (3) a gas purchase contract dated September 13, 1935, between Petroleum Exploration Com-

pany and the Ohio Oil Company as sellers and Universal as purchaser, together with modifications thereof dated August 17, 1936, and March 14, 1941.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 15th day of November, 1944, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 44-16694; Filed, Oct. 31, 1944;  
11:19 a. m.]

#### INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit C35]

RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, October 27, 1944, by H. Rothstein & Sons, of car PFE 61730, lettuce, now on the C. & N. W. Railroad, to H. Rothstein & Sons, Philadelphia, Pennsylvania, (P. R. R.), because of railroad error in giving arrival notice.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16710; Filed, Oct. 31, 1944;  
11:44 a. m.]

[S. O. 70-A, Special Permit C30]

RECONSIGNMENT OF GRAPEFRUIT AT KANSAS CITY, MO.-KAN.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to

the reconsignment at Kansas City, Missouri-Kansas, October 27, 1944, by American Fruit Growers, Inc., of car FGE 15533, grapefruit, now on the Missouri Pacific Railroad, to Omaha, Nebraska, because of Railroad error in giving arrival notice.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16711; Filed, Oct. 31, 1944;  
11:44 a. m.]

[S. O. 70-A, Special Permit C37]

RECONSIGNMENT OF LETTUCE AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, October 27, 1944, by Cochrane Brokerage Company, of car PFE 76195, lettuce, now on the Union Pacific Railroad, to Benner Tea Company, Burlington, Iowa (Eurl.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of October 1944.

V. C. CLINGER,  
Director, Bureau of Service.

[F. R. Doc. 44-16712; Filed, Oct. 31, 1944;  
11:44 a. m.]

[S. O. 70-A, Special Permit C33]

RECONSIGNMENT OF POTATOES AT PHILADELPHIA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22,



1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Philadelphia, Pennsylvania, October 27, 1944, by Rooney Brothers, Inc., of cars IC 54088 and PFE 14765, potatoes, now on the Pennsylvania Railroad, to same, Goldsboro, North Carolina (Via RF&P-PRR-ACL).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16713; Filed, Oct. 31, 1944;  
11:44 a. m.]

[S. O. 70-A, Special Permit 639]

#### RECONSIGNMENT OF POTATOES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, October 27, 1944, by Bacon Brothers, of car FGE 36632, potatoes, now on the Wood Street Terminal, to McKain Produce Company, Terre Haute, Indiana (C&E).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of October 1944.

V. C. CLINGER,  
Director,  
Bureau of Service.

[F. R. Doc. 44-16714; Filed, Oct. 31, 1944;  
11:44 a. m.]

[S. O. 70-A, Special Permit 640]

#### RECONSIGNMENT OF GRAPES AT KANSAS CITY, MO.-KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, October 27, 1944, by Dunn Jarson Company of car PFE 15692, grapes, now on the A. T. & S. F. Railway, to Atlantic Commission Company, Baltimore, Maryland (Wabash-PRR), because of delayed notice of arrival.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of October 1944.

V. C. CLINGER,  
Director, Bureau of Service.

[F. R. Doc. 44-16715; Filed, Oct. 31, 1944;  
11:44 a. m.]

#### OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 4122]

##### JENAER GLASWERK, SCHOTT AND GENOSSEN

In re: Interest of Jenaer Glaswerk, Schott and Genossen in a contract with Fish-Schurman Corporation relating to a secret process.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Jenaer Glaswerk, Schott and Genossen is a business organization organized under the laws of, and having its principal place of business in, Germany, and is a national of a designated enemy country (Germany);

2. That the property described in subparagraph 3 hereof is property of Jenaer Glaswerk, Schott, and Genossen;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement herein-after described, together with the right to sue therefor) created in Jenaer Glaswerk, Schott and Genossen by virtue of an agreement evidenced by a cablegram dated January 4, 1940, from Fish-Schurman Corporation to Jenaer

Glaswerk, Schott and Genossen, and a cablegram dated February 1, 1940, from Jenaer Glaswerk, Schott and Genossen to Fish-Schurman Corporation (including all modifications thereof and supplements thereto, if any) by and between Jenaer Glaswerk, Schott and Genossen and Fish-Schurman Corporation.

is property of a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 9, 1944.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 44-16698; Filed, Oct. 31, 1944;  
10:28 a. m.]

[Vesting Order 4231]

##### J. M. VOITH, MASCHINENFABRIK

In re: Claim of J. M. Voith, Maschinenfabrik, Heidenheim/Brenz, against American Voith Contact Co., Inc.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That J. M. Voith, Maschinenfabrik is a partnership organized under the laws of, and having its principal place of business in Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of J. M. Voith, Maschinenfabrik;



8. That the property described as follows:

(a) The sum of \$9,038.68 shown on the books of American Voith Contact Co., Inc., as a loan payable to Christian F. Benz, and

(b) The sum of \$11,035.32 shown on the books of American Voith Contact Co., Inc., as a loan payable to Christian F. Benz,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 24, 1944.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 44-16687; Filed, Oct. 31, 1944;  
10:28 a. m.]

## OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Order 1098]

M. W. JOHNSON COAL CO. AND VICTORY COAL CO.

## ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton,

for the indicated uses and shipments as set forth herein. All are in District No. 14. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of

each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for Railroad Locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.225 and all other provisions of Maximum Price Regulation No. 120.

M. W. JOHNSON COAL CO., BOX 334, GREENWOOD, ARK., No. 5 MINE, UPPER HARTSHORNE SEAM, MINE INDEX No. 1023, SEBASTIAN COUNTY, ARK., RAIL SHIPPING POINT: HACKETT, ARK., PRODUCTION GROUP 6, STEEP MINE

	Size group Nos.													
	4	6	7	8	9	10	11	12	13	14	15	16	17	18
Price classification.....	D	E	E	E	E	G	F	L	D	B	B	B	A	J
Rail shipment.....	335	375	380	380	380	380	420	445	330	210	210	210	325	420
Truck shipment.....	370	370	370	370	345	425	420	425	325	220	210	220	310	470

VICTORY COAL CO., POTEAU, OKLA., VICTORY No. 2 MINE, CAYANAL SEAM, MINE INDEX No. 1031, LE FLORE COUNTY, OKLA., RAIL SHIPPING POINT: POTEAU, OKLA., PRODUCTION GROUP 8, DEEP MINE

	F	G	G	G	H	E	L	D	B	B	B	A	E
Price classification.....	F	G	G	G	H	E	L	D	B	B	B	A	E
Rail shipment.....	335	335	335	335	380	420	445	330	210	210	210	325	425
Truck shipment.....	335	335	335	335	335	420	425	325	220	210	220	310	515

Railroad locomotive fuel:

Any else prepared coal, single or double screened, straight run of mine, and all runnables larger than 6" x 6"..... 335  
All runnables larger than 2 1/2" x 6" but not exceeding 6" x 6"..... 310  
All runnables 2 1/2" x 6" and smaller..... 220

This order shall become effective October 31, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16676; Filed, Oct. 30, 1944;  
4:42 p. m.]

[MPR 120, Order 1093]

CLINTWOOD COAL CO., ET AL.

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of maximum price regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in

district No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of maximum price regulation No. 120.

CLINTWOOD COAL CO., c/o K. W. CRADTREE, VIRGIE, KY., CRADTREE MINE, ELKHORN No. 3 SEAM, MINE INDEX No. 1203, PIKE COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: VIRGIE, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 6

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	11, 12, 13	14	15	16, 17
Price classification.....	K	K	K	K	H	H	G	E	C	C	D	G	G	G
Rail shipments and railroad fuel.....	235	230	250	250	245	235	315	315	315	370	200	235	235	230
Truck shipment.....	230	230	235	235	220	225	220	225	.....	.....	.....	.....	.....	.....



CLOVER DABBY COAL CO., INC., CLOSPINT, KY., HIGH CLIFF MINE, HIGH CLIFF SEAM, MINE INDEX No. 7169, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT: DABBY, KY., F. O. G. 80, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 1

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15,16,17	18	19	20,21,22
Price classification.....	A	A	A	A	A	A	A	A	A	O	O	F	F	K
Rail shipments and railroad fuel.....	435	435	435	415	395	370	350	335	325	370	300	295	290	245
Truck shipment.....	440	420	350	365	330	305	260	255						

EDGAR H. CUNNINGHAM, HARTFORD, W. VA., CUNNINGHAM MINE, PITTSBURGH No. 8 SEAM, MINE INDEX No. 7216, MASON COUNTY, W. VA., SUBDISTRICT 4, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.							
	1	2	3	4	5	6	7	8
Price classification.....								
Rail shipment, railroad fuel.....								
Truck shipment.....	350	360	335	335	320	295	260	255

FRAZIER COAL CO., HOT SPOT, KY., VAN FRAZIER MINE, AMBURG SEAM, MINE INDEX No. 7190, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: HOT SPOT, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15,16,17	18	19	20,21
Price classification.....	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel.....	350	350	345	345	345	335	315	310	310	345	300	285	280	280
Truck shipment.....	380	360	335	335	320	295	260	255						

PAUL JOHNSON, CHAVIES, KY., JOHNSON MINE, HAZARD No. 7 SEAM, MINE INDEX No. 7016, PERRY COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: SIDING No. 194, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

Price classification.....	M	M	M	M	M	M	L	J	G	J	D	H	H	H
Rail shipment.....	350	350	345	345	320	315	310	300	300	340	300	295	285	280
Railroad fuel.....	350	350	345	345	320	315	310	310	310	340	300	295	285	280
Truck shipment.....	380	360	335	335	320	295	260	255						

FRANK MARCUM, MANCHESTER, KY., No. 3 MINE, HORSE CREEK SEAM, MINE INDEX No. 7201, CLAY COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: HALSTEAD, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

Price classification.....	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment.....	380	360	335	335	320	295	260	255						

RIFFE BROTHERS COAL CO., ROUTE 1, BOX 51, JAEGER, W. VA., BUFFALO No. 1 MINE, DOUGLAS SEAM, MINE INDEX No. 7200, WYOMING COUNTY, W. VA., SUBDISTRICT 5, RAIL SHIPPING POINT: JUSTICE, W. VA., F. O. G. 230, DEEP MINE, PRICE GROUP No. 4

Price classification.....	H	H	H	H	D	D	C	A	A	A	A	F	F	F
Rail shipments and railroad fuel.....	380	375	360	360	370	345	325	335	325	405	305	295	290	290
Truck shipment.....	390	370	340	350	320	305	260	255						

S. & P. MINING CO., c/o R. L. MATTINGLY, MIDDLESBORO, KY., KLONDYKE MINE, STRAY SEAM, MINE INDEX No. 7183, BELL COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: KELOS, KY., F. O. G. 113, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 3

Price classification.....	H	H	H	H	F	F	E	E	O	E	D	K	K	K
Rail shipments and railroad fuel.....	395	390	375	375	370	355	335	330	330	335	315	300	295	295
Truck shipment.....	405	385	350	350	320	300	260	255						

This order shall become effective October 31, 1944.

[MPR 188, Rev. Order 1717]

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

INDEPENDENT COMPANIES

#### APPROVAL OF MAXIMUM PRICES

Order No. 1717 under § 1499.158 of Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; It is ordered:

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16677; Filed, Oct. 30, 1944; 4:40 p. m.]

(a) This revised order establishes maximum prices for sales and deliveries, of three items of juvenile furniture manufactured by Independent Companies, Little Rock, Arkansas.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum prices to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Chair.....	Juvenile.....	Per unit \$0.90	Per unit \$0.90
Rocker.....	Juvenile.....	1.19	1.27
Table.....	Juvenile.....	1.31	1.39

These prices are all f. o. b. factory.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified, the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of article to the same class of purchaser and on the same terms and condition. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (a) For all sales and deliveries to retailers by wholesalers who sell from the manufacturer's stock, the maximum prices are those set forth below, f. o. b. factory:

Article and Model No.:	Maximum price to retailers (per unit)
Chair, juvenile.....	\$1.08
Rocker, juvenile.....	1.40
Table, juvenile.....	1.54

(b) For all sales and deliveries to retailers by wholesalers who sell from their own stock, the maximum prices are those set forth below f. o. b. wholesaler's warehouse.

Article and Model No.:	Maximum price to retailers (per unit)
Chair, juvenile.....	\$1.12
Rocker, juvenile.....	1.49
Table, juvenile.....	1.64

(c) For all sales and deliveries by wholesalers, to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined under the applicable provisions of the General Maximum Price Regulation.

(d) At the time of or prior to the first invoice to each wholesaler the manufacturer shall notify the wholesaler of the



maximum resale prices and conditions established by paragraphs 2 (a) and 2 (b) of this revised order. This notice may be given in any convenient form.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 31st day of October 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16669; Filed, Oct. 30, 1944;  
4:41 p. m.]

[MPR 188, Order 2740]

WALTER AND PARNES

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries, of two wardrobes and two utility cabinets manufactured by Walter and Parnes, 53 Quentin Road, Brooklyn, New York.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Unfinished wardrobe.....	1511	Each \$10.63	Each \$12.83
Unfinished wardrobe.....	1509	7.61	8.89
Unfinished utility cabinet.....	1513	9.25	10.23
Unfinished utility cabinet.....	1512	6.58	6.57

These prices are f. o. b. factory, and are for the articles described in the manufacturer's application dated August 3, 1944.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified, the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of article to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until

No. 218—3

authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum prices are those set forth below, f. o. b. factory:

Article and Model No.:	Maximum price to retailers (each)
Unfinished wardrobe, 1511.....	\$12.83
Unfinished wardrobe, 1509.....	8.89
Unfinished utility cabinet, 1513.....	10.23
Unfinished utility cabinet, 1512.....	6.57

These prices are for the articles described in the manufacturer's application dated August 3, 1944.

(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, maximum prices shall be determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 31st day of October 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16670; Filed, Oct. 30, 1944;  
4:40 p. m.]

[MPR 188, Order 2741]

BRIDGE TABLES AND NOVELTIES, INC.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act, as amended, the Stabilization Act of 1942, as amended, Executive Orders Nos. 9250 and 9328, and pursuant to § 1499.158 of MPR 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries, of eight bridge tables, four tilt top tables and four tilt top coffee tables manufactured by Bridge Tables and Novelties, Inc., Lowell, Massachusetts.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Bridge table (pine).....	150	Each \$1.52	Each \$1.90
Bridge table (oak).....	150	1.89	2.37
Bridge table (pine).....	160	1.63	2.10
Bridge table (oak).....	160	2.09	2.62
Bridge table (pine).....	300	1.63	1.35
Bridge table (oak).....	300	1.43	1.85
Bridge table (pine).....	320	1.32	1.65
Bridge table (oak).....	320	1.63	2.11
Tilt top table (pine).....	2000	1.43	1.85
Tilt top table (oak).....	2000	2.20	2.75
Tilt top table (pine).....	2170	1.63	2.10
Tilt top table (oak).....	2170	2.59	2.99
Tilt top coffee table (pine).....	4150	1.60	1.25
Tilt top coffee table (oak).....	4150	1.52	1.90
Tilt top coffee table (pine).....	4170	1.63	1.35
Tilt top coffee table (oak).....	4170	1.59	1.99

These prices are f. o. b. factory, and are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated August 24, 1944.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified in subdivision (1) (i) of this paragraph (a), the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of article to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for these sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum price set forth below, f. o. b. factory:

Article and Model No.:	Maximum price to retailers (each)
Bridge table (pine), 150.....	\$1.90
Bridge table (oak), 150.....	2.37
Bridge table (pine), 160.....	2.10
Bridge table (oak), 160.....	2.62
Bridge table (pine), 300.....	1.35
Bridge table (oak), 300.....	1.85
Bridge table (pine), 320.....	1.65
Bridge table (oak), 320.....	2.11
Tilt top table (pine), 2000.....	1.85
Tilt top table (oak), 2000.....	2.75
Tilt top table (pine), 2170.....	2.10
Tilt top table (oak), 2170.....	2.99
Tilt top coffee table (pine), 4150.....	1.25
Tilt top coffee table (oak), 4150.....	1.90
Tilt top coffee table (pine), 4170.....	1.35
Tilt top coffee table (oak), 4170.....	1.99

These prices are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the articles described in the manufacturer's application dated August 24, 1944.



(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, maximum prices shall be determined under the applicable provision of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 31st day of October 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16671; Filed, Oct. 30, 1944;  
4:42 p. m.]

[RMFR 169, Order 56]

CHIP STEAK CO.

#### ESTABLISHMENT OF MAXIMUM PRICES

On September 14, 1944, Chip Steak Company of Oregon, 1630 S. E. Baybee Street, Portland, Oregon filed an application for the determination of a maximum selling price for its "Chip Steaks".

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register. For the reasons set forth in the opinion, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of § 1364.452 (r) of Revised Maximum Price Regulation No. 169, *It is hereby ordered:*

(a) That the maximum selling price for "Chip Steaks" produced and sold by Chip Steak Company of Oregon shall be 40½ cents per pound, f. o. b. the seller's place of business. Chip Steak Company of Oregon is permitted to sell this item to purveyors of meals (defined in § 1364.455 (b) (2) of Revised Maximum Price Regulation No. 169) and to intermediate distributors for resale to purveyors of meals. The authorized maximum selling price for the specialty steak product sold under the brand name of "Chip Steaks" is applicable only where the meat item is manufactured in accordance with the method described in the application of Chip Steak Company of Oregon, requesting such maximum price.

(b) Chip Steak Company of Oregon shall not sell or deliver to purveyors of meals and/or to intermediate distributors for resale to purveyors of meals during

any three-month period beginning October 1, January 1, April 1 and July 1, a total volume by weight of "Chip Steaks" in excess of 35,000 pounds, except that for the period beginning on the effective date of this order and terminating on December 31, 1944, Chip Steak Company of Oregon shall limit its sales of "Chip Steaks" to a volume by weight not exceeding an average of 2,700 pounds per week.

(c) Chip Steak Company of Oregon shall supply each purveyor of meals upon his initial purchase of "Chip Steaks" with a written notice in the following form:

#### NOTICE TO PURVEYORS OF MEALS

The Office of Price Administration has, by order, authorized Chip Steak Company of Oregon to sell "Chip Steaks" to purveyors of meals for not more than 40½ cents per pound, f. o. b. our place of business at Portland, Oregon.

(d) The maximum price for sales to purveyors of meals of "Chip Steaks" by any intermediate distributor shall be 40½ cents per pound f. o. b. the seller's place of business.

(e) Chip Steak Company of Oregon shall supply each such intermediate distributor (any person who purchases from Chip Steak Company of Oregon for resale purposes) upon his initial purchase of "Chip Steaks" with a written notice in the following form:

#### NOTICE TO DISTRIBUTORS OF "CHIP STEAKS"

The Office of Price Administration has, by order, authorized Chip Steak Company of Oregon to sell "Chip Steaks" for not more than 40½ cents per pound to purveyors of meals and to intermediate distributors who purchase this item for resale to purveyors of meals. Chip Steak Company of Oregon is permitted to sell this item to you at a discount but you must resell it to purveyors of meals and you must observe the same maximum price permitted Chip Steak Company of Oregon, i. e., 40½ cents per pound f. o. b. your place of business. You are furthermore required to advise each purveyor of meals making his initial purchase of "Chip Steaks" of the maximum price established for sales of this product.

(f) Not later than the tenth day following each three-month period ending December 31, March 31, June 30, and September 30, Chip Steak Company of Oregon shall submit a statement to the Office of Price Administration, Washington, D. C., showing the total volume of "Chip Steaks" sold to purveyors of meals and to intermediate distributors, separately itemized, for each such three month period, setting forth the name and address of each such distributor. In the event that such statement is not filed on or before the date specified, this order shall be subject to revocation. After the tenth day following any such three-month period, Chip Steak Company of Oregon shall not sell or deliver "Chip Steaks" until such statement has been submitted to the Office of Price Administration, Washington, D. C.

(g) All prayers of the application not herein granted are denied.

(h) This Order No. 56 may be revoked or amended by the Price Administrator at any time.

This Order No. 56 shall become effective October 31, 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16675; Filed, Oct. 30, 1944;  
4:40 p. m.]

[RMFR 169, Order 57]

CHIP STEAK CO., INC.

#### ESTABLISHMENT OF MAXIMUM PRICES

On September 18, 1944, Chip Steak Company, Inc., 208-Madison St., Oak Park, Illinois, filed an application for the determination of a maximum selling price for its "Chip Steaks".

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register. For the reasons set forth in the opinion, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of § 1364.452 (r) of Revised Maximum Price Regulation No. 169; *It is hereby ordered:*

(a) That the maximum selling price for "Chip Steaks" produced and sold by Chip Steak Company, Inc., Oak Park, Illinois, shall be 41½ cents per pound, f. o. b. the seller's place of business. Chip Steak Company, Inc., is permitted to sell this item to purveyors of meals (defined in § 1364.455 (b) (2) of Revised Maximum Price Regulation No. 169) and to intermediate distributors for resale to purveyors of meals. The authorized maximum selling price for the specialty steak product sold under the brand name of "Chip Steaks" is applicable only where the meat item is manufactured in accordance with the method described in the application of Chip Steak Company, Inc., requesting such maximum price.

(b) Chip Steak Company, Inc., shall not sell or deliver to purveyors of meals and/or to intermediate distributors for resale to purveyors of meals during any three-month period beginning October 1, January 1, April 1 and July 1, a total volume by weight of "Chip Steaks" in excess of 35,000 pounds, except that for the period beginning on the effective date of this Order and terminating on December 31, 1944, Chip Steak Company, Inc., shall limit its sales of "Chip Steaks" to a volume by weight not exceeding an average of 2,700 pounds per week.

(c) Chip Steak Company, Inc., shall supply each purveyor of meals upon his initial purchase of "Chip Steaks" with a written notice in the following form:

#### NOTICE TO PURVEYORS OF MEALS

The Office of Price Administration has, by order, authorized Chip Steak Company, Inc.,



to sell "Chip Steaks" to purveyors of meals for not more than 41½ cents per pound, f. o. b. our place of business at Oak Park, Illinois.

(d) The maximum price for sales to purveyors of meals of "Chip Steaks" by any intermediate distributor shall be 41½ cents per pound f. o. b. the seller's place of business.

(e) Chip Steak Company, Inc., shall supply each such intermediate distributor (any person who purchases from Chip Steak Company, Inc., for resale purposes) upon his initial purchase of "Chip Steaks" with a written notice in the following form:

**NOTICE TO DISTRIBUTORS OF "CHIP STEAKS"**

The Office of Price Administration has, by order, authorized Chip Steak Company, Inc., to sell "Chip Steaks" for not more than 41½ cents per pound to purveyors of meals and to intermediate distributors who purchase this item for resale to purveyors of meals. Chip Steak Company, Inc., is permitted to sell this item to you at a discount but you must resell it to purveyors of meals and you must observe the same maximum price permitted Chip Steak Company, Inc., i. e., 41½ cents per pound f. o. b. your place of business. You are furthermore required to advise each purveyor of meals making his initial purchase of "Chip Steaks" of the maximum price established for sales of this product.

(f) Not later than the tenth day following each three-month period ending December 31, March 31, June 30, and September 30, Chip Steak Company, Inc., shall submit a statement to the Office of Price Administration, Washington, D. C., showing the total volume of "Chip Steaks" sold to purveyors of meals and to intermediate distributors, separately itemized, for each such three-month period, setting forth the name and address of each such distributor. In the event that such statement is not filed on or before the date specified, this Order shall be subject to revocation. After the tenth day following any such three-month period, Chip Steak Company, Inc., shall not sell or deliver "Chip Steaks" until such statement has been submitted to the Office of Price Administration, Washington, D. C.

(g) All prayers of the application not granted herein are denied.

(h) This Order No. 57 may be revoked or amended by the Price Administrator at any time.

This Order No. 57 shall become effective October 31, 1944.

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16678; Filed, Oct. 30, 1944;  
4:42 p. m.]

[Order 13 Under 3 (e)]

**FOOTWEAR WITH NON-MARKING SYNTHETIC RUBBER SOLES**

**ESTABLISHMENT OF MAXIMUM PRICES**

For the reasons set forth in an opinion issued simultaneously herewith, and filed

with the Division of the Federal Register, and in accordance with § 1499.3 (e) (3) of the General Maximum Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices for footwear with non-marking synthetic rubber soles. It applies only to sales of such footwear by any seller who has previously established under the General Maximum Price Regulation or any supplementary regulation thereto a maximum price for footwear the same as or similar to the footwear being priced, except that a change has been made from other selling material.

(b) *Maximum prices—(1) Sellers other than at wholesale or retail.* The maximum price for a seller other than at wholesale or retail shall be his previously established maximum price for the original footwear, adjusted to reflect (i) the actual difference in current net cost between the sole previously used and the non-marking synthetic rubber sole or, (ii) if the change is to a non-marking synthetic rubber sole and heel, the actual difference in current net cost between the sole and heel previously used and the non-marking synthetic rubber sole and heel.

(2) *Sellers at wholesale or retail.* The maximum price for a seller at wholesale or retail of footwear priced under subparagraph (1) above, shall be his previously established maximum price for the original footwear adjusted to reflect the actual difference in current net cost between the original footwear and the footwear being priced.

(c) *Definitions.* (1) "Non-marking synthetic rubber sole" shall have the meaning generally accepted in the trade. It includes soles made with a synthetic rubber base and variously described as "brown non-marking," "chocolate non-marking" and "red non-marking" rubber soles.

(2) "Current net cost" means unit cost, less all trade and term discounts, at the time of the first sale of footwear covered by this order.

(d) This Order No. 13 may be amended or revoked by the Office of Price Administration at any time.

(e) This Order No. 13 shall become effective November 4, 1944.

(56 Stat. 23,765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9238, 8 F.R. 4681)

Issued this 30th day of October 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16674; Filed, Oct. 30, 1944;  
4:39 p. m.]

[Order 705 Under 3 (b)]

**BACO PRODUCTS CO.**

**AUTHORIZATION OF MAXIMUM PRICES**

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register

and pursuant to § 1499.3 (b) (2) of the General Maximum Price Regulation, it is ordered:

(a) The maximum prices for sales by the Baco Products Company of Baco Screwless Washers shall be:

On sales to jobbers... \$0.05 per card (two washers to each card).  
On sales to dealers... \$0.09 per card (two washers to each card).

(b) The maximum prices established under (a) are f. o. b. point of manufacture.

(c) The maximum prices for sales by jobbers of Baco Screwless Washers shall be:

On sales to dealers... \$0.09 per card (two washers to each card).  
On sales to the consumer... \$0.15 per card (two washers to each card).

(d) The maximum prices for sales by retailers of Baco Screwless Washers to consumers shall be \$0.15 per card (two washers to each card).

(e) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) The Baco Products Company shall print in a conspicuous place on the card to which the washers are attached the following:

Maximum Retail Price—15 cents per card.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective November 1, 1944.

Issued this 31st day of October, 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-16703; Filed, Oct. 31, 1944;  
11:23 a. m.]

**Regional and District Office Orders.**

**LIST OF COMMUNITY CEILING PRICE ORDERS**

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on October 27, 1944.

**REGION II**

District of Columbia Order 2-F, Amendment 6, covering fresh fruits and vegetables in the District of Columbia, filed 9:21 a. m.

Trenton Order 7-F, Amendment 6, covering fresh fruits and vegetables in Mercer, Middlesex and Monmouth Counties, filed 9:23 a. m.

Trenton Order 8-F, Amendment 1, covering fresh fruits and vegetables in Ocean, Warren and Somerset Counties, filed 9:23 a. m.

Trenton Order 8-F, covering fresh fruits and vegetables in Hunterdon, Ocean, and Somerset Counties, filed 9:23 a. m.



Williamsport Order 2-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 9:40 a. m.

Wilmington Order 4-F, Amendment 8, covering fresh fruits and vegetables in New Castle and Newark to the Delaware State line, filed 9:21 a. m.

## REGION III

Cleveland Order 31, Amendment 5, covering dehydrated food prices in Cleveland, filed 9:21 a. m.

Detroit Order 1-W, Amendment 6, covering dry groceries in designated counties, filed 9:24 a. m.

Detroit Order 11, Amendment 9, covering community food pricing in the designated counties, filed 9:23 a. m.

Indianapolis Order 14-W, Amendment 1, covering community food pricing in central Indiana, filed 9:26 a. m.

Indianapolis Order 14-W, Amendment 1, covering community food pricing in southwestern Indiana, filed 9:25 a. m.

Indianapolis Order 16-W, Amendment 1, covering community food pricing in northwestern Indiana, filed 9:25 a. m.

Indianapolis Order 17-W, Amendment 1, covering community food pricing in northeastern Indiana, filed 9:26 a. m.

Indianapolis Order 18-W, Amendment 1, covering community food pricing in southeastern Indiana, filed 9:26 a. m.

Indianapolis Order 32, Amendment 1, covering community food pricing in southwestern Indiana, filed 9:25 a. m.

Indianapolis Order 33, Amendment 1, covering community food pricing in northwestern Indiana, filed 9:25 a. m.

Indianapolis Order 34, Amendment 1, covering community food pricing in northeastern Indiana, filed 9:26 a. m.

Indianapolis Order 35, Amendment 1, covering community food pricing in southeastern Indiana, filed 9:26 a. m.

Indianapolis Order 36, Amendment 1, covering community food pricing in central Indiana, filed 9:26 a. m.

Indianapolis Order 37, Amendment 1, covering community food pricing in certain counties in Indiana, filed 9:31 a. m.

## REGION IV

Atlanta Order 1-F, Amendment 23, covering fresh fruits and vegetables in Bibb County, Ga., filed 9:32 a. m.

Atlanta Order 5-F, Amendment 20, covering fresh fruits and vegetables in Phenix City, Ala., and Muscogee County, Ga., filed 9:40 a. m.

Montgomery Order 17, Amendment 4, covering dry groceries in Montgomery, Ala., filed 9:21 a. m.

Savannah Order 7-F, Amendment 1, covering fresh fruits and vegetables in Bryan, Chatham, Effingham, and Liberty Counties, filed 9:24 a. m.

Savannah Order 8-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Georgia, filed 9:24 a. m.

Savannah Order 9-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Georgia, filed 9:24 a. m.

## REGION V

Dallas Order 3-F, Amendment 25, covering fresh fruits and vegetables in Dallas, Tex., filed 9:22 a. m.

Tulsa Order 5-F, Amendment 25, covering fresh fruits and vegetables in Tulsa, Okla., filed 9:22 a. m.

Tulsa Order 6-F, Amendment 25, covering fresh fruits and vegetables in Tulsa, Okla., filed 9:22 a. m.

## REGION VI

Chicago Order 2-F, Amendment 35, covering fresh fruits and vegetables in certain counties in Indiana, filed 9:21 a. m.

Sioux Order 3-F, Amendment 12, covering fresh fruits and vegetables in certain counties in South Dakota and Nebraska, filed 9:41 a. m.

Sioux Order 4-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Nebraska, filed 9:42 a. m.

## REGION VIII

Portland Order 3-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Oregon, filed 9:42 a. m.

Sacramento Order 1-F, Amendment 18, covering fresh fruits and vegetables in the Sacramento-Stockton area, filed 9:44 a. m.

Sacramento Order 6-F, Amendment 16, covering fresh fruits and vegetables in Sacramento, filed 9:44 a. m.

Sacramento Order 7-F, Amendment 16, covering fresh fruits and vegetables in the northern Sacramento area, filed 9:44 a. m.

San Francisco Order G-8, Amendment 11, covering community food pricing in San Francisco, filed 9:45 a. m.

San Francisco Order G-9, Amendment 8, covering community food pricing in San Francisco, filed 9:44 a. m.

San Francisco Order 1-W, Amendment 1, covering community food pricing in San Francisco, filed 9:45 a. m.

Spokane Order 7-F, Amendment 5, covering community food pricing in Benton and Franklin Counties, Wash., filed 9:25 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-16673; Filed, October 30, 1944;  
4:39 p. m.]

## LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on October 26, 1944.

## REGION I

Augusta Order 1-F, Amendment 17, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook, Maine, filed 2:11 p. m.

Augusta Order 1-W, Amendment 2, covering fresh fruits and vegetables in Augusta, filed 2:09 p. m.

## REGION II

Buffalo Order 1-F, Amendment 28, covering fresh fruits and vegetables in certain counties in New York, filed 2:18 p. m.

Buffalo Order 2-F, Amendment 28, covering fresh fruits and vegetables in Rochester, Fairport and Pittsford, filed 2:18 p. m.

Erie Order 14-F, Amendment 8, covering fresh fruits and vegetables in Erie, Pa., filed 2:10 p. m.

Harrisburg Order 2-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 2:20 p. m.

Harrisburg Order P-1, Amendment 5, covering fresh fish and seafood in certain counties in Pennsylvania, filed 10:19 a. m.

Newark Order 5-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 9:20 a. m.

New York Order 3-F, Amendment 17, covering fresh fruits and vegetables in Beacon, Middletown, Newburgh, Poughkeepsie and Goshen, N. Y., filed 2:18 p. m.

Philadelphia Order 1-F, Amendment 28, covering fresh fruits and vegetables in Philadelphia, filed 2:12 p. m.

Philadelphia Order 2-F, Amendment 13, covering fresh fruits and vegetables in Norristown, Montgomery, and Delaware County, filed 2:12 p. m.

Philadelphia Order 3-F, Amendment 13, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 2:12 p. m.

Pittsburgh Order 1-F, Amendment 28, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 2:11 p. m.

Syracuse Order 3-F, Amendment 6, covering fresh fruits and vegetables in certain counties in New York, filed 2:43 p. m.

Syracuse Order 4-F, Amendment 4, covering fresh fruits and vegetables in certain counties in New York, filed 2:43 p. m.

## REGION III

Charleston Order 3-F, Amendment 44, covering fresh fruits and vegetables in certain counties in West Virginia, filed 2:15 p. m.

Charleston Order 7-F, Amendment 30, covering fresh fruits and vegetables in certain counties in West Virginia, filed 2:15 p. m.

Charleston Order 8-F, Amendment 29, covering fresh fruits and vegetables in certain counties in West Virginia, filed 2:15 p. m.

Charleston Order 9-F, Amendment 29, covering fresh fruits and vegetables in Wayne, and Cabell Counties in West Virginia, filed 2:16 p. m.

Charleston Order 10-F, Amendment 27, covering fresh fruits and vegetables in certain counties in West Virginia, filed 2:16 p. m.

Charleston Order 11-F, Amendment 14, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan Counties in West Virginia, filed 2:17 p. m.

Charleston Order 12-F, Amendment 10, covering fresh fruits and vegetables in certain counties in West Virginia, filed 2:17 p. m.

Charleston Order 13-F, Amendment 14, covering fresh fruits and vegetables in certain counties in West Virginia, filed 2:17 p. m.

Cleveland Order F-1, Amendment 8, covering fresh fruits and vegetables in Cleveland, filed 10:20 a. m.

Escanaba Order 9-F, Amendment 34, covering fresh fruits and vegetables in certain counties in Michigan, filed 9:24 a. m.

Escanaba Order 10-F, Amendment 34, covering fresh fruits and vegetables in counties in Michigan, filed 9:24 a. m.

Escanaba Order 11-F, Amendment 34, covering fresh fruits and vegetables in Delta, Escanaba and Gladstone Counties in Michigan, filed 9:24 a. m.

Escanaba Order 12-F, Amendment 33, covering fresh fruits and vegetables in certain counties in Michigan, filed 9:23 a. m.

Escanaba Order 13-F, Amendment 33, covering fresh fruits and vegetables in certain counties in Michigan, filed 9:24 a. m.

Escanaba Order 14-F, Amendment 33, covering fresh fruits and vegetables in certain counties in Michigan, filed 9:24 a. m.

Escanaba Order 15-F, Amendment 33, covering fresh fruits and vegetables in certain counties in Michigan, filed 9:24 a. m.

Escanaba Order 16-F, Amendment 33, covering fresh fruits and vegetables in Chippewa, Sault Ste. Marie Counties in Michigan, filed 9:24 a. m.

Escanaba Order 17-F, Amendment 32, covering fresh fruits and vegetables in Iron, Carlson and Watersmeet Counties in Michigan, filed 9:24 a. m.



Escanaba Order 38, Amendment 2, covering community food prices in certain counties in Michigan, filed 10:19 a. m.

Indianapolis Order 4-F, Amendment 30, covering fresh fruits and vegetables in Tippecanoe, Marion and Vigo Counties, filed 2:44 p. m.

Indianapolis Order 5-F, Amendment 30, covering fresh fruits and vegetables in Wayne, Delaware, and Allen Counties, filed 2:45 p. m.

Indianapolis Order 6-F, Amendment 30, covering fresh fruit and vegetables in St. Joseph County, filed 2:45 p. m.

Indianapolis Order 7-F, Amendment 17, covering fresh fruits and vegetables in Vanderburgh County, filed 2:13 p. m.

Indianapolis Order 8-F, Amendment 30, covering fresh fruits and vegetables in certain counties in Indiana, filed 2:13 p. m.

Indianapolis Order 9-F, Amendment 30, covering fresh fruits and vegetables in certain counties in Indiana, filed 2:13 p. m.

Indianapolis Order 10-F, Amendment 30, covering fresh fruits and vegetables in certain counties in Indiana, filed 2:14 p. m.

Indianapolis Order 11-F, Amendment 30, covering fresh fruits and vegetables in certain counties in Indiana and Ohio, filed 2:14 p. m.

Indianapolis Order 12-F, Amendment 15, covering fresh fruits and vegetables in certain counties in Indiana, filed 2:14 p. m.

Indianapolis Order 14-W, covering community food prices in certain counties in Indiana, filed 9:19 a. m.

Indianapolis Order 18-W, covering community food prices in southwest Indiana, filed 10:18 a. m.

Indianapolis Order 16-W, covering community food prices in northwestern Indiana, filed 10:18 a. m.

Indianapolis Order 17-W, covering community food prices in northeastern Indiana, filed 10:18 a. m.

Indianapolis Order 18-W, covering community food pricing in southeastern Indiana, filed 10:19 a. m.

Indianapolis Order 32, covering community food prices in western Indiana, filed 10:24 a. m.

Indianapolis Order 33, covering community food prices in western Indiana, filed 10:24 a. m.

Indianapolis Order 34, covering community food prices in eastern Indiana, filed 10:23 a. m.

Indianapolis Order 35, covering community food prices in eastern Indiana, filed 10:23 a. m.

Indianapolis Order 36, covering community food prices in central Indiana, filed 10:23 a. m.

Indianapolis Order 37, covering community food prices in certain counties in Indiana, filed 10:22 a. m.

Lexington Order 4-F, Amendment 6, covering fresh fruits and vegetables in the designated counties in Kentucky, filed 9:24 a. m.

Louisville Order 1-F, under 3-B, Amendment 16, covering fresh fruits and vegetables in Jefferson County, Ky., filed 9:20 a. m.

Louisville Order 2-F, under 3-B, Amendment covering fresh fruits and vegetables in McCracken County, Ky., filed 9:19 a. m.

Louisville Order 5-F, under 3-B, Amendment 6, covering fresh fruits and vegetables in designated counties in Kentucky, filed 10:20 a. m.

Louisville Order 7-F, under 3-B, Amendment 6, covering fresh fruits and vegetables in designated counties in Kentucky, filed 10:21 a. m.

Louisville Order 19, under 1-B, Amendment 5, covering community food pricing in Louisville, Ky., filed 10:19 a. m.

Louisville Order 20, under 1-B, Amendment 5, covering community food pricing in Louisville, Ky., filed 10:19 a. m.

#### REGION IV

Jackson Order 4-F, Amendment 2, covering fresh fruits and vegetables in Jackson, Miss., filed 10:19 a. m.

#### REGION V

Dallas Order 1-F, Amendment 37, covering fresh fruits and vegetables in Dallas, Tex., filed 2:12 p. m.

Houston Order 3-F, Amendment 17, covering fresh fruits and vegetables in Houston, Tex., filed 10:24 a. m.

Little Rock Order 2-F, Amendment 30, covering fresh fruits and vegetables in Little Rock, Ark., filed 9:20 a. m.

Little Rock Order 4-F, Amendment 23, covering fresh fruits and vegetables in Little Rock, Ark., filed 9:21 a. m.

Little Rock Order 5-F, Amendment 23, covering fresh fruits and vegetables in Little Rock, Ark., filed 9:21 a. m.

Little Rock Order 6-F, Amendment 23, covering fresh fruits and vegetables in Little Rock, Ark., filed 9:21 a. m.

New Orleans Order 2-F, Amendment 42, covering fresh fruits and vegetables in St. Bernard and Jefferson, La., filed 2:11 p. m.

Oklahoma City Order 3-F, Amendment 38, covering fresh fruits and vegetables in Oklahoma City, Okla., filed 2:14 p. m.

Shreveport Order 2-F, covering fresh fruits and vegetables in Shreveport, La., filed 2:19 p. m.

Shreveport Order 3-F, covering fresh fruits and vegetables in Shreveport, La., filed 2:18 p. m.

#### REGION VI

Duluth-Superior Order 1-F, Amendment 40, covering fresh fruits and vegetables in certain counties in Minnesota, filed 2:11 p. m.

Fargo-Moorhead Order 17, Amendment 3, covering dry groceries in Fargo, N. Dak., filed 2:09 p. m.

Fargo-Moorhead Order 18, Amendment 3, covering dry groceries in Fargo, N. Dak., filed 2:10 p. m.

Fargo-Moorhead Order 21, Amendment 3, covering dry groceries in Fargo, N. Dak., filed 2:10 p. m.

Fargo-Moorhead Order 22, Amendment 3, covering fresh fruits and vegetables in Fargo, N. Dak., filed 2:10 p. m.

Milwaukee Order 2-F, Amendment 39, covering fresh fruits and vegetables in Milwaukee, filed 9:21 a. m.

Milwaukee Order 3-F, Amendment 39, covering fresh fruits and vegetables in cities of Racine and Kenosha, and Milwaukee County, filed 9:23 a. m.

Milwaukee Order 5-F, Amendment 38, covering fresh fruits and vegetables in Fond du Lac and Sheboygan Counties, filed 9:22 a. m.

Omaha Order 7-F, Amendment 18, covering fresh fruits and vegetables in Council Bluffs, Iowa and Omaha, Nebr., filed 2:14 p. m.

Omaha Order 8-F, Amendment 18, covering fresh fruits and vegetables in the city of Lincoln, Nebr., filed 2:03 p. m.

Sioux City Order 2-F, Amendment 40, covering fresh fruits and vegetables in certain cities in Iowa and Nebraska, filed 9:20 a. m.

Twin Cities Order 1-F, Amendment 2, covering fresh fruits and vegetables in St. Paul and Minneapolis, filed 2:22 p. m.

#### REGION VII

Montana Order 1-B, covering community food prices in the State of Montana, filed 10:25 a. m.

Montana Order 85, covering community food prices in the State of Montana, filed 10:25 a. m.

New Mexico Order F-1, Amendment 23, covering fresh fruits and vegetables in Albuquerque and Gallup, filed 2:22 p. m.

New Mexico Order F-2, Amendment 15, covering fresh fruits and vegetables in Las Vegas and Santa Fe, filed 2:22 p. m.

New Mexico Order F-4, Amendment 15, covering fresh fruits and vegetables in certain counties in New Mexico, filed 2:22 p. m.

New Mexico Order F-6, Amendment 12, covering fresh fruits and vegetables in certain counties in New Mexico, filed 2:23 p. m.

New Mexico Order F-7, Amendment 4, covering fresh fruits and vegetables in certain counties in New Mexico, filed 2:23 p. m.

Wyoming Order 2-W, Amendment 3, covering community food pricing in the Casper Area, filed 9:19 a. m.

#### REGION VIII

Nevada Order 1-E, covering eggs in Nevada, filed 10:21 a. m.

Nevada Order 2-E, covering eggs in the State of Nevada, filed 10:21 a. m.

San Diego Order 1-F, Amendment 75, covering fresh fruits and vegetables in San Diego, filed 2:15 p. m.

San Diego Order 1-F, Amendment 74, covering fresh fruits and vegetables in San Diego, filed 10:25 a. m.

San Diego Order 1-F, Amendment 73, covering fresh fruits and vegetables in San Diego, filed 10:24 a. m.

San Francisco Order F-1, Amendment 38, covering fresh fruits and vegetables in certain counties in California, filed 2:42 p. m.

San Francisco Order F-2, Amendment 31, covering fresh fruits and vegetables in certain counties in California, filed 2:42 p. m.

San Francisco Order F-3, Amendment 30, covering fresh fruits and vegetables in certain counties in California, filed 2:41 p. m.

San Francisco Order F-4, Amendment 23, covering fresh fruits and vegetables in certain counties in California, filed 2:41 p. m.

San Francisco Order F-5, Amendment 23, covering fresh fruits and vegetables in certain counties in California, filed 2:41 p. m.

San Francisco Order F-6, Amendment 24, covering fresh fruits and vegetables in California, filed 2:40 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-16572; Filed, Oct. 30, 1944; 4:39 p. m.]



## UNITED STATES COAST GUARD.

## APPROVAL AND TERMINATION OF APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4470, 4479, 4488, 4491, 49 Stat. 1544, 50 Stat. 1028, (46 U.S.C. 375, 391a, 404, 463, 472, 481, 489, 367, 463a) and Executive Order 9083, dated February 28, 1942 (7 F.R. 1609), the following approval and termination of approval of equipment are prescribed:

## APPROVAL OF EQUIPMENT

## BILGE PUMPS FOR LIFEBOATS

Semi-rotary, hand operated bilge pump (U.S.C.G. No. 2 for use in lifeboats not to exceed 700 cu. ft. capacity) (Dwg. No. 94-123, dated 26 February, 1943) submitted by Morgan Machine Company, Inc., 1230 University Avenue, Rochester 7, New York.

Semi-rotary, hand operated bilge pump (U.S.C.G. No. 3 for use in lifeboats not to exceed 1400 cu. ft. capacity) (Dwg. No. 232-52, dated 6 April, 1943) submitted by Morgan Machine Company, Inc., 1230 University Avenue, Rochester 7, New York.

## DAVIT

Schat P.H.A. davit, Type M.D. 65-12 (Arrangement Dwg. No. BA-397 dated 24 August, 1944) (Working load of 6,750 pounds per arm, or 13,500 pounds per set), submitted by the Lane Lifeboat and Davit Corporation, Foot of 40th Road, Flushing, N. Y.

## DISENGAGING APPARATUS FOR LIFEBOATS

Rottmer type releasing gear for use in lifeboats with T-Bar Keel (Assembly Dwg. No. 2847-5, dated 12 June, 1944) (Maximum working load of 8,280 pounds per hook, 16,760 pounds per set), submitted by the Welin Davit and Boat Corporation, Perth Amboy, New Jersey.

## FIRE EXTINGUISHER

DuGas Model 15M carbon dioxide cartridge type fire extinguisher filled with "Plus-Fifty Dugas Dry Chemical" rated equivalent to 15 pounds CO<sub>2</sub> or 2½ gallon foam type extinguishers for shipboard use, submitted by the Dugas Engineering Corp., Marinette, Wisconsin. (Supersedes approval 26 February, 1943, 8 F.R. 2605.)

## FIRE-INDICATING AND ALARM SYSTEM

Improved Fire Detector Thermostat, Marine Type M-3M, 140° F., 150° F. and 160° F. Ratings, Open-circuit Type (Dwg. No. M-2001 dated 6 October, 1944, Alt. C), submitted by Improved Fire Detector Corporation, 2023 W. Lexington Street, Baltimore, Md. (Supersedes approval 26 April, 1939, 4 F.R. 1702.)

## HATCHET FOR LIFEBOATS AND LIFE RAFTS

Hatchet for lifeboats and life rafts, No. 0 size, designated "True American", submitted by the Mann Edge Tool Company, Lewistown, Pa.

## LIFEBOATS

24' x 8' x 3'4" metallic oar-propelled lifeboat (383 cu. ft. capacity by the .6 rule, 435 cu. ft. capacity by Stirling rule, 38-person peacetime capacity, 29-person wartime capacity) (Construction and Arrangement Dwg. No. 2847-1 dated 25 May, 1944 revised 26 September, 1944), submitted by the Welin Davit and Boat Corporation, Perth Amboy, New Jersey.

24' x 8' x 3'4" metallic motor-propelled lifeboat (383 cu. ft. gross capacity by the .6 rule, 435 cu. ft. gross capacity by Stirling rule, 38-person peacetime capacity, 27-person wartime capacity) (Construction and Arrange-

ment Dwg. No. 2847-3 dated 29 May, 1944 revised 26 September, 1944), submitted by the Welin Davit & Boat Corporation, Perth Amboy, New Jersey.

18' x 5.7' x 2.5' metallic oar-propelled lifeboat (153 cu. ft. capacity by the .6 rule, 15-person peacetime capacity, 9-person wartime capacity) (General Arrangement Dwg. No. G-229-R1 dated 16 June, 1944), submitted by C. C. Galbraith and Son, Inc., 99 Park Place, New York, N. Y.

18' x 5.5' x 2.4' metallic oar-propelled lifeboat (142 cu. ft. capacity by the .6 rule, 14-person peacetime capacity, 8-person wartime capacity) (General Arrangement Dwg. No. G-229-R1 dated 16 June, 1944), submitted by C. C. Galbraith and Son, Inc., 99 Park Place, New York, N. Y.

24' x 8' x 3'8¾" metallic oar-propelled lifeboat (415 cu. ft. capacity by the .6 rule, 436 cu. ft. capacity by the Stirling rule, 40-person peacetime capacity, 29-person wartime capacity) (Construction and Arrangement Dwg. No. 2712, dated 8 December, 1943, revised 24 February, 1944), submitted by the Welin Davit and Boat Corporation, Perth Amboy, N. J.

24' x 8' x 3.25' metallic oar-propelled lifeboat (375 cu. ft. capacity by the .6 rule, 437 cu. ft. capacity by the Stirling rule, 37-person peacetime capacity, 29-person wartime capacity) (General Arrangement Dwg. No. C-259-R dated 9 June, 1944), submitted by C. C. Galbraith & Son, Inc., New York, N. Y.

## LIFE PRESERVERS

Model No. 1, adult kapok life preserver (C. G. Dwg. No. F-49-6-1, Alt. 1, and Specification dated 10 June, 1944), Approval No. B-248, manufactured by Wilber & Son, 116 New Montgomery Street, San Francisco 5, California (for general use).

Model No. 2, adult kapok life preserver (C. G. Dwg. No. F-49-6-1, Alt. 1, and Specification dated 10 June, 1944), Approval No. B-249, manufactured by Wilber & Son, 116 New Montgomery Street, San Francisco 5, California (For general use).

Model No. 3, adult kapok life preserver (C. G. Dwg. No. F-49-6-1, Alt. 1, and Specification dated 10 June, 1944), Approval No. B-250, manufactured by Wilber & Son, 116 New Montgomery Street, San Francisco 5, California (For use with rubber lifesaving suits).

## LIFE RAFTS

20-person improved type reversible life raft, Foamglas buoyant filler in lieu of air tanks (General Arrangement Dwg. No. NEH-2 dated 9 October, 1944) constructed by New England Houses, Incorporated, Concord, New Hampshire, for Bell Lumber Company, 3961 Gage Avenue, Bell, California.

20-person improved type life raft, cork and balsa wood filled, (Dwg. No. P-102 dated 16 October, 1944), constructed by Roof Structures, Inc., Farmingdale, L. I., New York.

## SEA ANCHOR

Sea Anchor, Type FM-1 (U. S. Coast Guard Dwg. MM-562 and specification dated 1 November, 1943, revised 1 June, 1944), submitted by Frank McNamara & Co., 809 Broadway, New York, N. Y.

## FIRE RETARDANT MATERIAL FOR VESSEL CONSTRUCTION

Spraykote; plaster (Insulant for Class A-1 construction in conjunction with an approved Class B Panel), 1½" thickness—12 pounds per cu. ft. density; 2" thickness—8 pounds per cu. ft. density, submitted by Sprayed Insulations, Inc., Montclair, New Jersey. (This replaces approval of "Insulpray" published

in FEDERAL REGISTER of 21 June, 1944, 9 F.R. 6892).

## TERMINATION OF APPROVAL

Coast Guard approval of the following items of equipment has been terminated, as the manufacturers no longer produce the same:

## LIFE PRESERVER LIGHT

Life preserver light, Model NR-3450 (Dwg. dated 16 June, 1942, revised 10 June, 1942), submitted by the Fulton Mfg. Corp., Wauscon, Ohio. (Approved 14 July, 1942, 7 F.R. 5495.)

## WATER LIGHT

Electric type, vapor-proof floating, lighting buoy. (Approved 1936) Water lights now in service may be continued in use so long as in serviceable condition.

Dated: October 31, 1944.

R. R. WAESCHE,  
Vice Admiral, USCG,  
Commandant.

[F. R. Doc. 44-16685; Filed, Oct. 31, 1944; 9:41 a. m.]

## WAR FOOD ADMINISTRATION.

## Commodity Credit Corporation.

[Amdt. 1]

## FLUID MILK IN FORT WAYNE, IND., MARKETING AREA

## OFFER TO MAKE PAYMENTS DURING PERIOD AUGUST 1944 THROUGH JUNE 1945

In accordance with the provisions of paragraph numbered 5 of the Offer of the Commodity Credit Corporation to make fluid milk payments in the Fort Wayne, Indiana, marketing area during the period August 1944 through June 1945, dated August 10, 1944 (9 F.R. 9871), such offer is hereby amended by deleting therefrom paragraph numbered 1 and inserting in lieu thereof the following:

1. Commodity will make a payment to each handler in the Fort Wayne, Indiana, marketing area, regardless of whether or not such handler purchases milk from producers, on Class I milk disposed of by such handler, as determined by Commodity or its designated agent, from August 1, 1944, through June 30, 1945, except, as determined by Commodity or its designated agent, (a) any such milk sold by such handler to another handler, (b) any such milk disposed of by such handler for use by the armed forces of the United States, (c) any such milk of such handler's own production, and (d) any such milk which is emergency milk. The rate of payment per hundredweight of milk shall be, in any calendar month, computed as follows: From the Class I price determined for such month pursuant to Order No. 32 subtract \$3.53.

This amendment shall become effective as of October 1, 1944.

Issued this 30th day of October 1944.

LEE MARSHALL,  
Vice President,  
Commodity Credit Corporation.

[F. R. Doc. 44-16693; Filed, Oct. 31, 1944; 11:16 a. m.]



## WAR MANPOWER COMMISSION.

BOSTON, MASS., AREA

## EMPLOYMENT STABILIZATION PROGRAM

The following employment stabilization program for the Boston Area is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Stabilization Programs," effective August 16, 1943 (8 F.R. 11338).

## Sec.

1. Purpose.
2. Definitions.
3. Control of hiring and solicitation of workers.
4. Authority and responsibilities of Regional Management-Labor Committee.
5. Encouragement of local initiative and use of existing hiring channels.
6. General.
7. Issuance of statements of availability by employers.
8. Issuance of statements of availability by United States Employment Service.
9. Referrals by United States Employment Service.
10. Exclusions.
11. Appeals.
12. Statements of availability.
13. Solicitation of workers.
14. Hiring.
15. Representation.
16. General referral policies.
17. Effective date.

**SECTION 1. Purpose.** The purpose of this plan is to assist the War Manpower Commission in bringing about by measures equitable to labor and management and necessary for the effective prosecution of the war, the orderly transfer and movement of workers, the elimination of undue migration, wasteful labor turnover, absenteeism of workers and to insure the direction of the flow of scarce labor where most needed in the war program and the maximum utilization and mobilization of labor in the Boston Area for the effective and successful prosecution of the war and the preservation of civilian economy.

**SEC. 2. Definitions.** As used in this plan:

(a) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees and poultry, and shall not include any packing, canning, processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.

(b) "State" includes Alaska, Hawaii, and the District of Columbia.

(c) "New employees" means any individual who has not been in the employment of the hiring employer at any time during the preceding 30-day period. For the purpose of this definition, employment of less than seven days' duration and employment which is supplemental to the employee's principal work shall be disregarded.

(d) "Additional controlled occupation" means any occupation found by the Regional War Manpower Director to be either:

(1) One of a category of occupations in an activity in which manpower shortages threaten critically needed production in Region I, or

(2) An occupation in which the demand for workers in Region I exceeds the available supply.

(e) "Essential activity" means any activity included in the War Manpower Commission List of Essential Activities (9 F.R. 3439).

(f) "Locally needed activity" means any activity approved by the Regional Manpower Director as a locally needed activity.

(g) The terms "employment" and "work" as applied to an individual engaged in principal and supplementary employment mean his principal employment.

**SEC. 3. Control of hiring and solicitation of workers.** All hiring and solicitation of workers in, or for work in, areas within Region I not covered by local voluntary employment stabilization programs shall be conducted in accordance with this plan.

**SEC. 4. Authority and responsibilities of Management-Labor Committee.** The Area Management-Labor War Manpower Committee for the Boston Area is authorized to consider questions of policy, standards and safeguards in connection with the administration of this employment stabilization program and to make recommendations concerning the same to the Area War Manpower Director. It shall be the responsibility of this committee to hear and decide appeals or to delegate such responsibility to an area appeals committee in accordance with regulations of the War Manpower Commission governing appeals.

**SEC. 5. Encouragement of local initiative and use of existing hiring channels.** Nothing contained herein shall be construed as restricting any worker from seeking advice, aid, or representation from any union, or restricting any union from carrying on its activities. It shall not be interpreted as abrogating or invalidating any bona fide collective bargaining agreement or the contract of employment as to wages and working conditions or the method of hiring through union representatives approved by the WMC.

**SEC. 6. General.** (a) An employer shall, upon written request of the United States Employment Service, release from employment any worker hired in violation of this plan.

(b) Subject to appeal as provided in War Manpower Commission Regulation No. 5, an employer may not be entitled to the benefit of referrals of labor if the United States Employment Service, upon authoritative information, has reason to believe that:

(1) Proper measures have not been or will not be taken to reduce, or eliminate, the use or need for workers in critical occupations, by effective utilization, through training, upgrading, appropriate personnel transfers, and job simplification of workers, or

(2) The need for additional workers in critical occupations can be reduced or eliminated by the transfer of workers employed in less essential activities in the establishment or in another establishment, under the ownership or control of such employer, within the Boston Area.

**SEC. 7. Issuance of statements of availability by employers.** (a) A worker whose last employment is or was in an essential or locally needed activity shall receive a statement of availability from his employer if the circumstances indicate that a change of employment is in the best interests of the war effort. A change of employment shall be deemed in the best interests of the war effort in the following instances:

(1) When an employer discharges or otherwise terminates the employment of or lays off for an indefinite period or for seven consecutive calendar days or more any worker. A worker shall be deemed to have been discharged if, after leaving his employment, the employer refuses to re-employ him in his former position or a comparable position, without prejudice.

(2) When continuance of employment would involve undue personal hardship. Compelling personal reasons, such as health and physical incapacities, justify a change of employment because of undue personal hardship.

(3) When such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation.

(4) When such employment is or was at wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

**SEC. 8. Issuance of statements of availability by United States Employment Service.** (a) Should the employer refuse or fail to issue a statement of availability under any of the circumstances set forth above, the worker may request the United States Employment Service to do so. The United States Employment Service shall promptly, and wherever possible within seven consecutive calendar days following the date of the worker's request, and after appropriate investigation, which shall include consultation with the employer if necessary:

(1) Issue a statement of availability and so notify the employer, or



(2) Notify the worker that the application has been denied and state the reasons therefor.

(b) A statement of availability shall be issued by the U. S. Employment Service to any individual in the employ of an employer who the War Manpower Commission finds, after notice, hearing, and final decision had not complied with any War Manpower Commission employment stabilization program, regulation or policy for so long as such employer continues his non-compliance after such finding.

(c) Pending determination of a request for a statement of availability including any appeal therefrom, the United States Employment Service shall request the worker to return to his former employer or to remain on his present job.

**SEC. 9. Referrals by United States Employment Service.** (a) If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is a need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

(b) A referral shall be issued by the U. S. Employment Service to an individual upon a request, when it is found he has received from a former employer with whom he has reemployment rights under an existing collective bargaining agreement a notice that he must return to his former employment in order to preserve his seniority status.

**SEC. 10. Exclusions.** (a) No provision of the employment stabilization program shall be applicable to:

(1) The hiring of a new employee for agricultural employment;

(2) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employment" for the purposes of the program, unless the employee is customarily engaged in work of less than seven days' duration;

(3) The hiring of an employee in any Territory or possession of the United States, except Alaska or Hawaii;

(4) The hiring by a foreign, State, county, or municipal government, or their political subdivisions, or their agencies and instrumentalities, or to the hiring of any of their employees, unless such foreign, State, county, or municipal government, or political subdivision or agency or instrumentality has indicated its willingness to conform to the maximum extent practicable under the Constitution and laws applicable to it, with the program;

(5) The hiring of a new employee for domestic service, or to the hiring of a new employee whose last regular employment was in domestic service;

(6) The hiring of a school teacher for vacation employment or the re-hiring of a school teacher for teaching at the termination of the vacation period.

**SEC. 11. Appeals.** Any worker, employer or labor organization claiming to

be aggrieved by any action or failure to act by the War Manpower Commission under this employment stabilization program may appeal in accordance with the regulation and procedures of the War Manpower Commission.

**SEC. 12. Statements of availability.**

(a) A statement of availability issued to an individual pursuant to the program shall contain only:

(1) The individual's name

(2) Address

(3) Social security account number, if any

(4) The name and address of the issuing employer, or War Manpower Commission officer and office

(5) Date of issuance

(6) A statement as to whether or not the individual's last employment was in a critical occupation, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.

(b) Statements of availability received by any employer pursuant to this program shall be retained during the continuance of this program and for a reasonable time thereafter. They shall be made accessible to the Area Manpower Director or his representative upon request.

**SEC. 13. Solicitation of workers.**

(a) No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restriction under this employment stabilization program, except in a manner consistent with such restrictions.

(b) All advertisements for employees within the Boston Area should contain a statement such as the following: "Persons in war work or in essential or locally needed activities will not be hired without a statement of availability or a referral from the United States Employment Service."

**SEC. 14. Hiring.** (a) All hiring and solicitation of workers in or for work in the Boston War Manpower Area shall be conducted in accordance with this employment stabilization program.

(b) No employer, person or organization shall solicit (for the purpose of hiring) or hire within or without the Boston Area for work to be performed within the Boston Area, a new employee who, during the preceding 60-day period was engaged in an essential or locally needed activity, except when such hiring would aid in the effective prosecution of the war. Such hiring shall be deemed to aid in the effective prosecution of the war only if;

(1) Such individual is hired for work in an essential or locally needed activity or for work to which he has been referred by the United States Employment Service, and

(2) Such individual presents a statement of availability from his last employment in an essential or locally needed activity, or is referred by the United States Employment Service of the War Manpower Commission, or is hired with its consent, as provided herein.

(c) Under the circumstances set forth below, a new employee may not be hired solely upon presentation of a statement of availability, but may be hired only upon referral by, or in accordance with arrangements with the United States Employment Service when;

(1) The new employee has not lived or worked in the locality of the new employment throughout the preceding 30-day period;

(2) The new employee's last regular employment was in agriculture and he is to be hired for non-agricultural work, *Provided*, That no such individual shall be referred to non-agricultural work except after consultation with a designated representative of the War Food Administration, *And provided further*, That such an individual may be hired for non-agricultural work for a period of not to exceed six weeks without referral or presentation of a statement of availability.

(3) The new employee is a male worker.

(d) The new employee shall be referred in accordance with the standards set up by the Area Labor-Management Committee with reference to the Manpower Priorities List and with the employment ceiling program. Except as authorized by the Area Manpower Director, no employer for whom an employment ceiling has been established by the Area Director, shall hire any new employee for work in such establishment if the hiring of such employee would result in such establishment exceeding the employment ceiling or allowance currently applicable to it.

(e) Employers of fewer than 8 workers are not subject to the regulations concerning priority referral and ceiling programs except as provided in section 14, paragraph (c), (1) to (3), inclusive.

(f) The decision to hire or refer a worker shall be based on qualifications essential for performance of or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or except as required by law, citizenship.

(g) Any employer engaged in an essential or locally needed activity may hire for work in such activity any new employee who during the preceding 60 days was not engaged in an essential or locally needed activity except as provided in section 14, paragraph (c), (1) to (3), inclusive.

(h) No employer shall hire for work in an activity other than an essential or locally needed activity any new employee who, during the preceding 60 day period was engaged in an essential or locally needed activity unless he has been referred by the U. S. Employment Service.

(i) All persons applying for work to an employer who have not been referred by the United States Employment Service, shall, if not hired, be urged to register for work at the office of the United States Employment Service.

**SEC. 15. Representation.** Nothing contained herein shall be construed as restricting any worker from seeking advice, aid, or representation from any union, or restricting any union from carrying on its activities. It shall not be



interpreted as abrogating or invalidating any bona fide collective bargaining agreement or the contract of employment as to wages and working conditions or the method of hiring through union representatives approved by the WMC.

SEC. 16. *General referral policies.* No provision in this program shall limit the authority of the United States Employment Service or any other governmental agency designated by the War Manpower Commission to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

SEC. 17. *Effective date.* This program shall become effective September 15, 1944, and is in substitution for, and supersedes the employment stabilization plan in effect prior to such date. It shall, subject to such amendments as the War Manpower Commission may promulgate, continue in effect for six (6) months following the termination of the war unless sooner terminated by the War Manpower Commission.

Dated: September 23, 1944.

LEON KOWAL,  
Area Director.

Approved: October 3, 1944.

ARTHUR C. GERNES,  
Regional Director.

#### APPENDIX A

The Boston Area comprises the Boston, Cambridge, Chelsea, Malden, Medford, Newton, Quincy, Somerville, Waltham and Woburn local employment offices. The following are the towns included in the area and the local offices that serve them:

Towns:	Served by offices at—
Acton	Waltham
Arlington	Cambridge
Bedford	Woburn
Belmont	Cambridge
Boston	Boston
Braintree	Quincy
Brookline	Boston
Burlington	Woburn
Cambridge	Cambridge
Carlisle	Waltham
Chelsea	Chelsea
Cohasset	Quincy
Concord	Waltham
Everett	Malden
Hingham	Quincy
Hull	Quincy
Lexington	Waltham
Lincoln	Waltham
Malden	Malden
Medford	Medford
Melrose	Malden
Milton	Quincy
Needham	Newton
Newton	Newton
No. Reading	Woburn
Norwell	Quincy
Reading	Woburn
Revere	Chelsea
Quincy	Quincy
Scituate	Quincy
Somerville	Somerville
Stoneham	Woburn
Wakefield	Malden
Waltham	Waltham
Watertown	Newton
Wayland	Waltham
Wellesley	Newton
Weston	Waltham

Towns—Continued.	Served by offices at—
Weymouth	Quincy
Wilmington	Woburn
Winchester	Woburn
Wintthrop	Chelsea
Woburn	Woburn

[F. R. Doc. 44-16653; Filed, Oct. 30, 1944;  
11:48 a. m.]

#### DANIELSON-PUTNAM, COMM., AREA

##### EMPLOYMENT STABILIZATION PROGRAM

The following employment stabilization program for the Danielson-Putnam Area is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Stabilization Programs," effective August 16, 1943 (8 F. R. 11336).

##### Sec.

1. Purpose.
2. Definitions.
3. Control of hiring and solicitation of workers.
4. Authority and responsibilities of Management-Labor Committee.
5. General.
6. Issuance of statements of availability by employers.
7. Issuance of statements of availability by United States Employment Service.
8. Referral in case of under-utilization.
9. Workers who may be hired only upon referral by the United States Employment Service.
10. Hiring contrary to the program.
11. Exclusions.
12. Appeals.
13. Statements of availability.
14. Solicitation of workers.
15. Hiring.
16. Representation.
17. General referral policies.
18. Effective date.

SECTION 1. *Purpose.* This employment stabilization program has been adopted for the Danielson-Putnam Area, subject to the approval of the Regional Director. Its purpose is to assist the War Manpower Commission in bringing about, by measures equitable to labor and management and necessary for the effective prosecution of the war:

- (a) The elimination of wasteful labor turnover in essential activities,
- (b) The reduction of unnecessary labor migration,
- (c) The direction of the flow of scarce labor where most needed in the war program,
- (d) The maximum utilization of manpower resources.

SEC. 2. *Definitions.* As used in this employment stabilization program:

(a) "The Danielson-Putnam Area" is the area comprised of the towns of Brooklyn, Canterbury, Eastford, Killingly (Danielson), Plainfield, Pomfret, Putnam, Sterling, Thompson and Woodstock.

(b) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees and poultry, and

shall not include any packing, canning, processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.

(c) "State" includes Alaska, Hawaii, and the District of Columbia.

(d) "New employee" means any individual who has not been in the employment of the hiring employer at any time during the preceding 30-day period. For the purpose of this definition, employment of less than seven days' duration and employment which is supplemental to the employee's principal work shall be disregarded.

(e) "Critical occupation" means any occupation designated as a critical occupation by the Chairman of the War Manpower Commission.

(f) "Additional controlled occupation" means an occupation found by the Area Manpower Director for the Danielson-Putnam Area with the approval of the Regional Director to be either:

- (1) One of a category of occupations in an activity in which manpower shortages threaten critically needed production in such area, or
- (2) An occupation in which the demand for workers in the area exceeds the available supply.

A list of the "additional controlled occupations" designated by the Area War Manpower Director is attached<sup>1</sup> to this program and may be amended from time to time by the Area War Manpower Director, with the approval of the Regional Director.

(g) "Essential activity" means any activity included in the War Manpower Commission List of Essential Activities (9 F. R. 3439).

(h) "Locally needed activity" means any activity approved by the Regional Manpower Director as a locally needed activity.

(i) The terms "employment" and "work" as applied to an individual engaged in principal and supplementary employment mean his principal employment.

SEC. 3. *Control of hiring and solicitation of workers.* All hiring and solicitation of workers in, or for work in, the Danielson-Putnam Area shall be conducted in accordance with this employment stabilization program.

This shall be interpreted to include hiring and solicitation of workers, both within and outside the Danielson-Putnam Area, if the work is to be performed within the area.

SEC. 4. *Authority and responsibilities of Management-Labor Committee.* The Area Management-Labor War Manpower Committee for the Danielson-Putnam Area is authorized to consider questions of policy, standards, and safeguards in connection with the administration of this employment stabilization program.

<sup>1</sup> Not filed with the Division of the Federal Register.



and to make recommendations concerning the same to the Area War Manpower Director.

It shall be the responsibility of this committee to hear and decide appeals or to delegate such responsibility to an Area Appeals Committee in accordance with regulations of the War Manpower Commission governing appeals.

**SEC. 5. General.** A new employee, who during the preceding 60-day period was engaged in an essential or locally needed activity, may be hired only if such hiring would aid in the effective prosecution of the war. Such hiring shall be deemed to aid in the effective prosecution of the war only if:

(a) Such individual is hired for work in an essential or locally needed activity or for work to which he has been referred by the United States Employment Service, and

(b) Such individual presents a statement of availability from his last employment in an essential or locally needed activity, or is referred by the United States Employment Service of the War Manpower Commission, or is hired with its consent, as provided herein.

**SEC. 6. Issuance of statements of availability by employers.** An individual whose last employment is or was in an essential or locally needed activity shall receive a statement of availability from his employer if:

(a) He has been discharged, or his employment has been otherwise terminated by his employer, or

(b) He has been laid off for an indefinite period, or for a period of seven or more days, or

(c) Continuance in his employment would involve undue personal hardship, or

(d) Such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation, or

(e) Such employment is or was at a wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

**SEC. 7. Issuance of statements of availability by United States Employment Service.** (a) A statement of availability shall be issued promptly to an individual when any of the circumstances set forth in section 6 is found to exist in his case. If the employer fails or refuses to issue a statement of availability to an individual entitled to such statement, the United States Employment Service of the War Manpower Commission, upon finding that the individual is entitled thereto, shall issue a statement of availability to the individual. Pending such finding the United States Employment Service shall either request the worker to remain on his present job, or to return to it in instances where the worker has voluntarily terminated his employment.

When none of the circumstances set forth in section 6 is found to exist in an individual's case, the United States Employment Service shall attempt to persuade such individual to return to his former employment in an essential or locally needed activity providing the employer will reemploy the worker without prejudice.

(b) A statement of availability shall be issued by the United States Employment Service to any individual in the employ of an employer who the War Manpower Commission finds, after notice, hearing and final decision, has not complied with any War Manpower Commission employment stabilization program, regulation, or policy, or has not made a reasonable effort to comply with a recommendation of a duly authorized representative of the War Manpower Commission with respect to the more effective utilization of labor and for so long as such employer continues his non-compliance after such finding.

(c) A temporary statement of availability, valid for a period not in excess of 60 days, may be issued by the United States Employment Service to an individual at his request, who because of seasonal or temporary lay-off is not employed at his customary work. In such cases, an employer may hire such a worker for the period designated in the temporary statement of availability and shall release such worker at the end of such period.

Upon release of such a worker, the employer shall not issue a statement of availability to him but shall instruct him to return to his former employment. Nothing in this section shall be construed to supersede the provisions of section 9 (d).

If, however, the former employer is unable and unwilling to use the worker his employer may retain him after the expiration date only if the worker desires to remain in his employ and has secured an unrestricted statement of availability from his former employer or the United States Employment Service.

A temporary statement of availability shall contain in addition to the provisions of the regular form the words:

The employer hiring the above named worker shall not retain such worker in his employ after \_\_\_\_\_ except as provided in section 7 (c) of the Danielson-Putnam Stabilization Program and shall not issue a statement of availability to such worker upon his release.

**SEC. 8. Referral in case of under-utilization.** If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is a need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

**SEC. 9. Workers who may be hired only upon referral by the United States Employment Service.** Under the circumstances set forth below, a new employee may not be hired solely upon presentation of a statement of availability, but

may be hired only upon referral by, or in accordance with arrangements with, the United States Employment Service:

(a) The new employee is to be hired for work in a critical occupation, or his statement of availability indicates that his last employment was in a critical occupation, or

(b) The new employee is to be hired for work in an additional controlled occupation or his statement of availability indicates that his last employment was in such an occupation, or

(c) The new employee has not lived or worked in the locality of the new employment throughout the preceding 30-day period.

(d) The new employee's last regular employment was in agriculture and he is to be hired for non-agricultural work: *Provided*, That no such individual shall be referred to non-agricultural work except after consultation with a designated representative of the War Food Administration: *And provided further*, That such an individual may be hired for non-agricultural work for a period of not to exceed six weeks without referral or presentation of a statement of availability.

(e) The new employee is a male worker.

**SEC. 10. Hiring contrary to the program.** An employer shall, upon written request of the United States Employment Service, promptly release from employment any worker hired in violation of this program.

**SEC. 11. Exclusions.** No provisions of this employment stabilization program shall be applicable to:

(a) The hiring of a new employee for agricultural employment;

(b) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employment" for the purpose of the program, unless the employee is customarily engaged in work of less than seven days' duration;

(c) The hiring of an employee in any Territory or possession of the United States, except Alaska and Hawaii;

(d) The hiring by a foreign, State, county, or municipal government, or their political subdivisions or their agencies and instrumentalities, or to the hiring of any of their employees, unless such foreign, State, county, or municipal government or political subdivision or agency or instrumentality has indicated its willingness to conform, to the maximum extent practicable under the Constitution and laws applicable to it, with the program;

(e) The hiring of a new employee for domestic service, or to the hiring of a new employee whose last regular employment was in domestic service;

(f) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period.

**SEC. 12. Appeals.** Any worker or employer may appeal from any act or fail-



ure to act by the War Manpower Commission under this employment stabilization program, in accordance with regulations and procedures of the War Manpower Commission.

**Sec. 13. Statements of availability.** A statement of availability issued to an individual pursuant to the program shall contain only the individual's name, address, social security account number, if any, the name and address of the issuing employer, or War Manpower Commission officer and office, the date of issuance, a statement as to whether or not the individual's last employment was in critical occupation or in an additional controlled occupation, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.

Statements of availability received by any employer pursuant to this program shall be retained during the continuance of this program and for a reasonable time thereafter. They shall be made accessible to the Area Manpower Director or his representative upon request.

**Sec. 14. Solicitation of workers.** No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

Any advertisement which does not include the statement "No person now working in an essential activity need apply" will be deemed in conflict with this program.

**Sec. 15. Hiring.** The decision to hire or refer a worker shall be based on qualifications essential for performance of or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or except as required by law, citizenship.

**Sec. 16. Representation.** Nothing contained in this program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by, the labor organization of which he is a member or any other representative freely chosen by him, at any step in the operation of the program.

**Sec. 17. General referral policies.** No provision in the program shall limit the authority of the United States Employment Service or any other governmental agency designated by the War Manpower Commission to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

**Sec. 18. Effective date.** This program shall become effective June 1, 1944, and is in substitution for and supersedes the employment stabilization plan in effect prior to such date. It shall, subject to such amendments as the War Manpower Commission may promulgate, continue in effect for six months following the termination of the war, unless sooner termi-

nated by the War Manpower Commission.

Dated: September 21, 1944.

WILLIAM J. BRADY,  
Area Director.

Approved: October 17, 1944.

ARTHUR C. GERNES,  
Regional Director.

[F. R. Doc. 44-16654; Filed, Oct. 30, 1944;  
11:48 a. m.]

DANIELSON-PUTNAM, CONN., AREA  
AMENDMENTS TO EMPLOYMENT STABILIZATION PROGRAM

The following sections are added to the employment stabilization program for the Danielson-Putnam, Conn., Area:

**Sec. 19. Ceilings.** The Area Manpower Director may fix for all or any establishments in the Danielson-Putnam Area, fair and reasonable employment ceilings and allowances, limiting the number of employees or other specified types of employees which such establishments may employ during specified periods. Such ceilings and allowances will be determined on the basis of the establishment's actual labor needs, the available labor supply, and/or the relative urgency of the establishment's products or services to the war effort. Except as authorized by the Area Manpower Director, no employer shall hire any new employee for work in such establishments if the hiring of such employee would result in such establishment's exceeding the employment ceiling or allowances currently applicable to it. (Approved, August 11, 1944.)

**Sec. 20. Standards of referrals.** The Area Manpower Director, after consultation with the Area Management-Labor War Manpower Committee to determine the degree necessary, may adopt certain standards of priority referral of workers to be followed by the United States Employment Office located within the area. Such standards shall be consistent with the policies of the War Manpower Commission and a copy of such standards as are currently in force shall be maintained available for public inspection at each area and local employment office within the area. (Approved, August 11, 1944.)

Signed: September 21, 1944.

WILLIAM J. BRADY,  
Area Director.

Approved: October 17, 1944.

ARTHUR C. GERNES,  
Regional Director.

[F. R. Doc. 44-16655; Filed, Oct. 30, 1944;  
11:48 a. m.]

HAVERHILL, MASS., AREA  
EMPLOYMENT STABILIZATION PROGRAM  
The following employment stabilization program for the Haverhill Area is

hereby prescribed, pursuant to § 807.3 (c) of War Manpower Commission Regulation No. 7 "Governing Employment Stabilization Program", effective August 16, 1943 (8 F.R. 11338).

Sec.

1. Purpose.
2. Definitions.
3. Control of hiring and solicitation of workers.
4. Authority and responsibilities of Management-Labor Committee.
5. Encouragement of local initiative and use of existing hiring channels.
6. General.
7. Issuance of statements of availability by employers.
8. Issuance of statements of availability by United States Employment Service.
9. Referral in case of under-utilization.
10. Workers who may be hired only upon referral by the United States Employment Service.
11. Hiring contrary to the program.
12. Exclusions.
13. Appeals.
14. Statements of availability.
15. Solicitation of workers.
16. Hiring.
17. Representation.
18. General referral policies.
19. Effective date.

**SECTION 1. Purpose.** This employment stabilization program has been adopted in the Haverhill Area, with the approval of the Regional Director. Its purpose is to assist the War Manpower Commission in bringing about, by measures equitable to labor and management and necessary for the effective prosecution of the war:

- (a) The elimination of wasteful labor turnover in essential activities,
- (b) The reduction of unnecessary labor migration,
- (c) The direction of the flow of scarce labor where most needed in the war program,
- (d) The maximum utilization of manpower resources.

**Sec. 2. Definitions.** As used in this employment stabilization program:

(a) The "Haverhill Area" is comprised of the territory designated in Appendix A.

(b) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees and poultry, and shall not include any packing, canning, processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.

(c) "State" includes Alaska, Hawaii, and the District of Columbia.

(d) "New Employee" means any individual who has not been in the employment of the hiring employer at any time during the preceding 30 day period. For the purpose of this definition, employment of less than seven days' duration and employment which is supplemental to the employee's principal work shall be disregarded.



(e) "Controlled occupation" means any occupation found by the Area Manpower Director for the Haverhill Area, with the approval of the Regional Director, to be either:

(1) One of a category of occupations in an activity in which manpower shortages threaten critically needed production in such area, or

(2) An occupation in which the demand for workers in such area exceeds the available supply.

A list of the "controlled occupations" designated by the Area Manpower Director is attached to this program as Appendix B and may be amended from time to time by the Area Manpower Director and with the approval of the Regional Director.

(f) "Essential activity" means any activity included in the War Manpower Commission list of essential activities. (9 F.R. 3439)

(g) "Locally needed activity" means any activity approved by the Regional Manpower Director as a locally needed activity.

(h) The terms "employment" and "work" as applied to an individual engaged in principal and supplementary employment mean his principal employment.

**SEC. 3. Control of hiring and solicitation of workers.** All hiring and solicitation of workers in, or for work in, the Haverhill Area shall be conducted in accordance with this employment stabilization program.

This shall include any hiring or solicitation, whether conducted within or outside the area, if the work is to be performed within the area.

**SEC. 4. Authority and responsibilities of Management-Labor Committee.** The Area Management-Labor War Manpower Committee for the Haverhill Area is authorized to consider questions of policy, standards, and safeguards in connection with administration of this employment stabilization program, and to make recommendations concerning the same to the Area Manpower Director.

It shall be the responsibility of this committee to hear and decide appeals or to delegate such responsibility to an Area Appeals Committee in accordance with regulations of the War Manpower Commission governing appeals.

**SEC. 5. Encouragement of local initiative and use of existing hiring channels.** The War Manpower Commission shall encourage local initiative and cooperative efforts to the end that the maximum use shall be made of existing hiring channels, such as private employers, labor organizations, professional organizations, schools, colleges, technical institutions and government agencies. This section shall not be interpreted or deemed to be a waiver of any of the provisions of this program.

**SEC. 6. General.** A new employee, who during the preceding 60-day period was engaged in an essential or locally needed activity, may be hired only if such hiring would aid in the effective prosecution of the war. Such hiring shall be deemed to

aid in the effective prosecution of the war only if:

(a) Such individual is hired for work in an essential or locally needed activity or for work to which he has been referred by the United States Employment Service, and

(b) Such individual presents a statement of availability from his last employment in an essential or locally needed activity, or is referred by the United States Employment Service of the War Manpower Commission, or is hired with its consent, as provided herein.

**SEC. 7. Issuance of statements of availability by employers.** An individual whose last employment is or was in an essential or locally needed activity shall receive a statement of availability from his employer if:

(a) He has been discharged, or his employment has been otherwise terminated by his employer, or

(b) He has been laid off for an indefinite period, or for a period of seven or more days, or

(c) Continuance in his employment would involve undue personal hardship, or

(d) Such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation, or

(e) Such employment is or was at a wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

**SEC. 8. Issuance of statements of availability by United States Employment Service.** (a) A statement of availability shall be issued promptly to an individual when any of the circumstances set forth in section 7 is found to exist in his case. If the employer fails or refuses to issue a statement of availability to an individual entitled to such statement, the United States Employment Service of the War Manpower Commission, upon finding that the individual is entitled thereto, shall issue a statement of availability to the individual. Pending such finding the United States Employment Service shall either request the worker to remain on his present job, or to return to it in instances where the worker has voluntarily terminated his employment.

When none of the circumstances set forth in section 7 is found to exist in an individual's case, the United States Employment Service shall attempt to persuade such individual to return to his former employment in an essential or locally needed activity providing the employer will reemploy the worker without prejudice.

(b) A statement of availability shall be issued by the United States Employment Service to any individual in the employ of an employer who the War Manpower Commission finds, after notice, hearing and final decision, has not

complied with any War Manpower Commission employment stabilization program, regulation, or policy, or has not made a reasonable effort to comply with a recommendation of a duly authorized representative of the War Manpower Commission with respect to the more effective utilization of labor and for so long as such employer continues his non-compliance after such finding.

An employer who continues to be in non-compliance after notice, hearing and final decision, may not hire any new employee, whether or not such person has a statement of availability.

(c) A temporary statement of availability, valid for a period not in excess of 60 days, may be issued by the United States Employment Service to an individual at his request, who because of seasonal or temporary lay-off is not employed at his customary work. In such cases, an employer may hire such a worker for the period designated in the temporary statement of availability and shall release such worker at the end of such period. Upon release of such a worker, the employer shall not issue a statement of availability to him but shall instruct him to return to his former employment.

Nothing in this section shall be construed to supersede the provisions of section 10 (d).

A temporary statement of availability shall contain in addition to the provisions of the regular form, the words:

The employer hiring the above-named worker shall not retain such worker in his employ after ----- and shall not issue a statement of availability to such worker upon his release.

**SEC. 9. Referral in case of under-utilization.** If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is a need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

The United States Employment Service, shall, upon the request of an individual, refer him to a former employer when it is found that he has received from such employer with whom he has reemployment rights under an existing collective bargaining agreement, a notice that he must return to his former employment in order to preserve his seniority status.

**SEC. 10. Workers who may be hired only upon referral by the United States Employment Service.** Under the circumstances set forth below, a new employee may not be hired solely upon presentation of a statement of availability, but may be hired only upon referral by, or in accordance with arrangements with, the United States Employment Service:

(a) The new employee is to be hired for work in a controlled occupation (see Appendix B) or his statement of availability indicates that his last employment was in such an occupation, or

(b) The new employee has not lived or worked in the locality of the new



employment throughout the preceding 30-day period (in such cases the local office of the United States Employment Service shall require that the worker obtain a statement of availability from the local office of the United States Employment Service, serving the locality where such worker was most recently employed, except that the latter local office may delegate authority to issue a statement of availability to such a worker in a specific case to the office where the referral is to be made), or

(c) The new employee's last regular employment was in agriculture and he is to be hired for non-agricultural work: *Provided*, That no such individual shall be referred to non-agricultural work except after consultation with a designated representative of the War Food Administration: *And provided further*, That such an individual may be hired for non-agricultural work for a period of not to exceed six weeks without referral or presentation of a statement of availability.

(d) The new employee is a male worker.

**Sec. 11. Hiring contrary to the program.** An employer shall, upon written request of the United States Employment Service, promptly release from employment any worker hired in violation of this program.

**Sec. 12. Exclusions.** No provisions of this employment stabilization program shall be applicable to:

(a) The hiring of a new employee for agricultural employment, or

(b) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employment" for the purposes of this program, unless the employee is customarily engaged in work of less than seven days' duration, or

(c) The hiring of an employee in any Territory or possession of the United States, except Alaska and Hawaii, or

(d) The hiring by a foreign, State, county, or municipal government, or their political subdivisions or their agencies and instrumentalities, or to the hiring of any of their employees, unless such foreign State, county, or municipal government or political subdivision or agency or instrumentality has indicated its willingness to conform, to the maximum extent practicable under the Constitution and laws applicable to it, with the program, or

(e) The hiring of a new employee for domestic service or to the hiring of a new employee whose last regular employment was in domestic service, or

(f) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period.

**Sec. 13. Appeals.** Any worker may appeal from any act or failure to act by the War Manpower Commission under this employment stabilization program, in accordance with regulations and procedures of the War Manpower Commission.

**Sec. 14. Statements of availability.** A statement of availability issued to an individual pursuant to this program shall contain only the individual's name, address, social security account number, if any, the name and address of the issuing employer, or War Manpower Commission officer and office, the date of issuance, a statement as to whether or not the individual's last employment was in a controlled occupation, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.

Statements of availability received by any employer pursuant to this program shall be retained during the continuance of this program and for a reasonable time thereafter. They shall be made accessible to the Area Manpower Director or his representative upon request.

**Sec. 15. Solicitation of workers.** No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

**Sec. 16. Hiring.** The decision to hire or refer a worker shall be based on qualifications essential for performance of or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or except as required by law, citizenship.

The Area Manpower Director may fix for all or any establishments in the Haverhill Area, fair and reasonable employment ceilings and allowances, limiting the number of employees or other specified types of employees which such establishments may employ during specified periods. Such ceilings and allowances will be determined on the basis of the establishment's actual labor needs, the available labor supply, and/or the relative urgency of the establishment's products or services to the war effort. Except as authorized by the Area Manpower Director, no employer shall hire any new employee for work in such establishment if the hiring of such employee would result in such establishment's exceeding the employment ceiling or allowance currently applicable to it.

The Federal Government shall be considered as a single essential employer for the purposes of this program, and all hiring for departments and agencies of the Federal Government subject to the Civil Service Act, rules and regulations, shall be conducted by the U. S. Civil Service Commission which shall recruit in accordance with the policies of the War Manpower Commission.

**Sec. 17. Representation.** Nothing contained in this program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by, the labor organization of which he is a member or any other representative freely chosen by him, at any step in the operation of the program.

**Sec. 18. General referral policies.** (a) No provision in this program shall limit

the authority of the United States Employment Service or any other governmental agency designated by the War Manpower Commission to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

(b) The Area Manpower Director, after consultation with the Area Management-Labor War Manpower Committee to determine the degree necessary, may adopt certain standards of priority referral of workers to be followed by the United States Employment Service offices located within the area. Such standards shall be consistent with the policies of the War Manpower Commission and a copy of such standards as are currently in force shall be maintained available for public inspection at each Area and Local Employment Office within the area.

**Sec. 19. Effective date.** This program shall become effective April 1, 1944, and is in substitution for and supersedes the employment stabilization plan in effect prior to such date. It shall, subject to such amendments as the War Manpower Commission may promulgate, continue in effect for six months following the termination of the war, unless sooner terminated by the War Manpower Commission.

Dated: October 17, 1944.

JAMES H. SULLIVAN,  
Area Director.

Approved: October 20, 1944.

ARTHUR C. GERNES,  
Regional Director.

#### APPENDIX A—DESIGNATION OF THE HAVERHILL AREA

The Haverhill Area is comprised of the territories included in the following cities and towns in the Commonwealth of Massachusetts:

City: Haverhill.  
Town: Bedford, Georgetown, Groveland, and Merrimac.

#### APPENDIX B—CONTROLLED OCCUPATIONS

The following have been designated by the Area Manpower Director for the Haverhill Area, with the approval of the Regional Director, as controlled occupations: Power Machine Stitchers, Fancy Heel Coverers, Celluloid Heel Coverers, Bed Lasters, and Automobile Mechanics.

[F. R. Doc. 44-16357; Filed, Oct. 30, 1944; 11:49 a. m.]

#### LOWELL, MASS., AREA

##### EMPLOYMENT STABILIZATION PROGRAM

The following employment stabilization program for the Lowell Area is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Stabilization Program", effective August 16, 1943 (8 F.R. 11338).

Sec.

1. Purpose.
2. Definitions.
3. Control of hiring and solicitation of workers.
4. Authority and responsibilities of Management-Labor Committee.



## Sec.

5. Encouragement of local initiative and use of existing hiring channels.
6. General.
7. Issuance of statements of availability by employers.
8. Issuance of statements of availability by United States Employment Service.
9. Referral in case of under-utilization.
10. Workers who may be hired only upon referral by the United States Employment Service.
11. Hiring contrary to the program.
12. Exclusions.
13. Appeals.
14. Statements of availability.
15. Solicitation of workers.
16. Hiring.
17. Representation.
18. General referral policies.
19. Effective date.

Section 1. *Purpose.* This employment stabilization program has been adopted in the Lowell Area, with the approval of the Regional Director. Its purpose is to assist the War Manpower Commission in bringing about, by measures equitable to labor and management and necessary for the effective prosecution of the war:

- (a) The elimination of wasteful labor turnover in essential activities,
- (b) The reduction of unnecessary labor migration,
- (c) The direction of the flow of scarce labor where most needed in the war program,
- (d) The maximum utilization of manpower resources.

Sec. 2. *Definitions.* As used in this employment stabilization program:

- (a) The "Lowell Area" is comprised of the territory designated in Appendix A.
- (b) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees and poultry, and shall not include any packing, canning, processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.
- (c) "State" includes Alaska, Hawaii, and the District of Columbia.
- (d) "New employee" means any individual who has not been in the employment of the hiring employer at any time during the preceding 30 day period. For the purpose of this definition, employment of less than seven days' duration and employment which is supplemental to the employee's principal work shall be disregarded.
- (e) "Controlled occupation" means any occupation found by the Area Manpower Director for the Lowell Area, with the approval of the Regional Director, to be either:
  - (1) One of a category of occupations in an activity in which manpower shortages threaten critically needed production in such area, or
  - (2) An occupation in which the demand for workers in such area exceeds the available supply.

A list of the "controlled occupations" designated by the Area Manpower Director is attached to this program as Appendix B and may be amended from time to time by the Area Manpower Director and with the approval of the Regional Director.

(f) "Essential activity" means any activity included in the War Manpower Commission List of Essential Activities. (9 F.R. 3439.)

(g) "Locally needed activity" means any activity approved by the Regional Manpower Director as a locally needed activity.

(h) The terms "employment" and "work" as applied to an individual engaged in principal and supplementary employment means his principal employment.

Sec. 3. *Control of hiring and solicitation of workers.* All hiring and solicitation of workers in, or for work in, the Lowell Area shall be conducted in accordance with this employment stabilization program.

This shall include any hiring or solicitation, whether conducted within or outside the area, if the work is to be performed within the area.

Sec. 4. *Authority and responsibilities of Management-Labor Committee.* The Area Management-Labor War Manpower Committee for the Lowell Area is authorized to consider questions of policy, standards, and safeguards in connection with administration of this employment stabilization program, and to make recommendations concerning the same to the Area Manpower Director.

It shall be the responsibility of this committee to hear and decide appeals or to delegate such responsibility to an Area Appeals Committee in accordance with regulations of the War Manpower Commission governing appeals.

Sec. 5. *Encouragement of local initiative and use of existing hiring channels.* The War Manpower Commission shall encourage local initiative and cooperative efforts to the end that the maximum use shall be made of existing hiring channels, such as private employers, labor organizations, professional organizations, schools, colleges, technical institutions and government agencies. This section shall not be interpreted or deemed to be a waiver of any of the provisions of this program.

Sec. 6. *General.* A new employee, who during the preceding 60-day period was engaged in an essential or locally needed activity, may be hired only if such hiring would aid in the effective prosecution of the war. Such hiring shall be deemed to aid in the effective prosecution of the war only if:

(a) Such individual is hired for work in an essential or locally needed activity or for work to which he has been referred by the United States Employment Service, and

(b) Such individual presents a statement of availability from his last employment in an essential or locally needed activity, or is referred by the United States Employment Service of the War Manpower Commission, or is hired with its consent, as provided herein.

Sec. 7. *Issuance of statements of availability by employers.* An individual whose last employment is or was in an essential or locally needed activity shall receive a statement of availability from his employer if:

(a) He has been discharged, or his employment has been otherwise terminated by his employer, or

(b) He has been laid off for an indefinite period, or for a period of seven or more days, or

(c) Continuance in his employment would involve undue personal hardship, or

(d) Such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation, or

(e) Such employment is or was at a wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

Sec. 8. *Issuance of statements of availability by United States Employment Service.* (a) A statement of availability shall be issued promptly to an individual when any of the circumstances set forth in section 7 is found to exist in his case. If the employer fails or refuses to issue a statement of availability to an individual entitled to such statement, the United States Employment Service of the War Manpower Commission, upon finding that the individual is entitled thereto, shall issue a statement of availability to the individual. Pending such finding the United States Employment Service shall either request the worker to remain on his present job, or to return to it in instances where the worker has voluntarily terminated his employment.

When none of the circumstances set forth in section 7 is found to exist in an individual's case, the United States Employment Service shall attempt to persuade such individual to return to his former employment in an essential or locally needed activity providing the employer will reemploy the worker without prejudice.

(b) A statement of availability shall be issued by the United States Employment Service to any individual in the employ of an employer who the War Manpower Commission finds, after notice, hearing and final decision, has not complied with any War Manpower Commission Employment Stabilization Program, regulation, or policy, or has not made a reasonable effort to comply with a recommendation of a duly authorized representative of the War Manpower Commission with respect to the more effective utilization of labor and for so long as such employer continues his non-compliance after such finding.

An employer who continues to be in non-compliance after notice, hearing and final decision, may not hire any new employee, whether or not such person has a statement of availability.



(c) A temporary statement of availability, valid for a period not in excess of 60 days, may be issued by the United States Employment Service to an individual at his request, who because of seasonal or temporary lay-off is not employed at his customary work. In such cases, an employer may hire such a worker for the period designated in the temporary statement of availability and shall release such worker at the end of such period. Upon release of such a worker, the employer shall not issue a statement of availability to him but shall instruct him to return to his former employment.

Nothing in this section shall be construed to supersede the provisions of section 10 (d).

A temporary statement of availability shall contain in addition to the provisions of the regular form, the words:

The employer hiring the above-named worker shall not retain such worker in his employ after \_\_\_\_\_ and shall not issue a statement of availability to such worker upon his release.

**Sec. 9. Referral in case of under-utilization.** If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is a need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

The United States Employment Service shall, upon the request of an individual, refer him to a former employer when it is found that he has received from such employer with whom he has reemployment rights under an existing collective bargaining agreement, a notice that he must return to his former employment in order to preserve his seniority status.

**Sec. 10. Workers who may be hired only upon referral by the United States Employment Service.** Under the circumstances set forth below, a new employee may not be hired solely upon presentation of a statement of availability, but may be hired only upon referral by, or in accordance with arrangements with, the United States Employment Service:

(a) The new employee is to be hired for work in a controlled occupation (see Appendix B) or his statement of availability indicates that his last employment was in such an occupation, or

(b) The new employee has not lived or worked in the locality of the new employment throughout the preceding 30-day period (in such cases the local office of the United States Employment Service shall require that the worker obtain a statement of availability from the local office of the United States Employment Service, serving the locality where such worker was most recently employed, except that the latter local office may delegate authority to issue a statement of availability to such a worker in a specific case to the office where the referral is to be made), or

(c) The new employee's last regular employment was in agriculture and he is to be hired for non-agricultural work: *Provided*, That no such individual shall be referred to non-agricultural work except after consultation with a designated representative of the War Food Administration; *And provided further*, That such an individual may be hired for non-agricultural work for a period of not to exceed six weeks without referral or presentation of a statement of availability.

(d) The new employee is a male worker.

**Sec. 11. Hiring contrary to the program.** An employer shall, upon written request of the United States Employment Service, promptly release from employment any worker hired in violation of this program.

**Sec. 12. Exclusions.** No provisions of this employment stabilization program shall be applicable to:

(a) The hiring of a new employee for agricultural employment, or

(b) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employment" for the purposes of this program, unless the employee is customarily engaged in work of less than seven days' duration, or

(c) The hiring of an employee in any Territory or possession of the United States, except Alaska and Hawaii, or

(d) The hiring by a foreign, State, county, or municipal government, or their political subdivisions or their agencies and instrumentalities, or to the hiring of any of their employees, unless such foreign State, county, or municipal government or political subdivision or agency or instrumentality has indicated its willingness to conform, to the maximum extent practicable under the Constitution and laws applicable to it, with the program, or

(e) The hiring of a new employee for domestic service or to the hiring of a new employee whose last regular employment was in domestic service, or

(f) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period.

**Sec. 13. Appeals.** Any worker may appeal from any act or failure to act by the War Manpower Commission under this employment stabilization program, in accordance with regulations and procedures of the War Manpower Commission.

**Sec. 14. Statements of availability.** A statement of availability issued to an individual pursuant to this program shall contain only the individual's name, address, social security account number, if any, the name and address of the issuing employer, or War Manpower Commission officer and office, the date of issuance, a statement as to whether or not the individual's last employment was in a controlled occupation, and such other information not prejudicial to the em-

ployee in seeking new employment as may be authorized or required by the War Manpower Commission.

Statements of availability received by any employer pursuant to this program shall be retained during the continuance of this program and for a reasonable time thereafter. They shall be made accessible to the Area Manpower Director or his representative upon request.

**Sec. 15. Solicitation of workers.** No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

**Sec. 16. Hiring.** The decision to hire or refer a worker shall be based on qualifications essential for performance of or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or except as required by law, citizenship.

The Area Manpower Director may fix for all or any establishments in the Lowell Area, fair and reasonable employment ceilings and allowances, limiting the number of employees or other specified types of employees which such establishments may employ during specified periods. Such ceilings and allowances will be determined on the basis of the establishment's actual labor needs, the available labor supply, and/or the relative urgency of the establishment's products or services to the war effort. Except as authorized by the Area Manpower Director, no employer shall hire any new employee for work in such establishment if the hiring of such employee would result in such establishment's exceeding the employment ceiling or allowance currently applicable to it.

The Federal Government shall be considered as a single essential employer for the purposes of this program, and all hiring for departments and agencies of the Federal Government subject to the Civil Service Act, rules and regulations, shall be conducted by the U. S. Civil Service Commission which shall recruit in accordance with the policies of the War Manpower Commission.

**Sec. 17. Representation.** Nothing contained in this program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by, the labor organization of which he is a member or any other representative freely chosen by him, at any step in the operation of the program.

**Sec. 18. General referral policies.** (a) No provision in this program shall limit the authority of the United States Employment Service or any other governmental agency designated by the War Manpower Commission to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

(b) The Area Manpower Director, after consultation with the Area Management-Labor War Manpower Commit-



tee to determine the degree necessary, may adopt certain standards of priority referral of workers to be followed by the United States Employment Service offices located within the area. Such standards shall be consistent with the policies of the War Manpower Commission and a copy of such standards as are currently in force shall be maintained available for public inspection at each Area and Local Employment Office within the area.

**Sec. 19. Effective date.** This program shall become effective April 1, 1944, and is in substitution for and supersedes the employment stabilization plan in effect prior to such date. It shall, subject to such amendments as the War Manpower Commission may promulgate, continue in effect for six months following the termination of the war, unless sooner terminated by the War Manpower Commission.

Dated: October 17, 1944.

JAMES H. SULLIVAN,  
Area Director.

Approved: October 20, 1944.

ARTHUR C. GERNES,  
Regional Director.

#### APPENDIX A—DESIGNATION OF THE LOWELL AREA

The Lowell Area is comprised of the territories included in the following cities and towns in the Commonwealth of Massachusetts:

City: Lowell.  
Towns: Billerica, Chelmsford, Dracut, Dunstable, Littleton, Tewksbury, Tyngsboro, and Westford.

#### APPENDIX B—CONTROLLED OCCUPATIONS

The following have been designated by the Area Manpower Director for the Lowell Area, with the approval of the Regional Director, as controlled occupations:

Machinists.  
Iron Molders.  
Auto Mechanics.  
Tool & Gauge Makers.  
Tool & Die Grinders.  
Stationary Firemen.  
Stationary Engineers.  
Weavers.  
Textile Fixers.  
Knitters.

[F. R. Doc. 44-16658; Filed, Oct. 30, 1944;  
11:49 a. m.]

#### NEWBURYPORT, MASS., AREA

##### EMPLOYMENT STABILIZATION PROGRAM

The following employment stabilization program for the Newburyport Area is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Stabilization Program," effective August 16, 1943 (8 F.R. 11338).

#### Sec.

1. Purpose.
2. Definitions.
3. Control of hiring and solicitation of workers.
4. Authority and responsibilities of Management-Labor Committee.
5. Encouragement of local initiative and use of existing hiring channels.
6. General.
7. Issuance of statements of availability by employers.

#### Sec.

8. Issuance of statements of availability by United States Employment Service.
9. Referral in case of under-utilization.
10. Workers who may be hired only upon referral by the United States Employment Service.
11. Hiring contrary to the program.
12. Exclusions.
13. Appeals.
14. Statements of availability.
15. Solicitation of workers.
16. Hiring.
17. Representation.
18. General referral policies.
19. Effective date.

**SECTION 1. Purpose.** This employment stabilization program has been adopted in the Newburyport Area, with the approval of the Regional Director. Its purpose is to assist the War Manpower Commission in bringing about, by measures equitable to labor and management and necessary for the effective prosecution of the war:

- (a) The elimination of wasteful labor turnover in essential activities,
- (b) The reduction of unnecessary labor migration,
- (c) The direction of the flow of scarce labor where most needed in the war program,
- (d) The maximum utilization of manpower resources.

**SEC. 2. Definitions.** As used in this employment stabilization program:

- (a) The "Newburyport Area" is comprised of the territory designated in Appendix A.
- (b) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees and poultry, and shall not include any packing, canning processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.
- (c) "State" includes Alaska, Hawaii, and the District of Columbia.
- (d) "New employee" means any individual who has not been in the employment of the hiring employer at any time during the preceeding 30 day period. For the purpose of this definition, employment of less than seven days' duration and employment which is supplemental to the employee's principal work shall be disregarded.

(e) "Controlled occupation" means any occupation found by the Area Manpower Director for the Newburyport Area, with the approval of the Regional Director, to be either:

- (1) One of a category of occupations in an activity in which manpower shortages threaten critically needed production in such area, or
- (2) An occupation in which the demand for workers in such area exceeds the available supply.

A list of the "controlled occupations" designated by the Area Manpower Director is attached to this program as Appendix B and may be amended from time to time by the Area Manpower

Director and with the approval of the Regional Director.

(f) "Essential activity" means any activity included in the War Manpower Commission List of Essential Activities. (9 F.R. 3439)

(g) "Locally needed activity" means any activity approved by the Regional Manpower Director as a locally needed activity.

(h) The terms "employment" means "work" as applied to an individual engaged in principal and supplementary employment means his principal employment.

**SEC. 3. Control of hiring and solicitation of workers.** All hiring and solicitation of workers in, or for work in, the Newburyport Area shall be conducted in accordance with this employment stabilization program.

This shall include any hiring or solicitation, whether conducted within or outside the area, if the work is to be performed within the area.

**SEC. 4. Authority and responsibilities of Management-Labor Committee.** The Area Management-Labor War Manpower Committee for the Newburyport Area is authorized to consider questions of policy, standards, and safeguards in connection with administration of this employment stabilization program, and to make recommendations concerning the same to the Area Manpower Director.

It shall be the responsibility of this committee to hear and decide appeals or to delegate such responsibility to an Area Appeals Committee in accordance with regulations of the War Manpower Commission governing appeals.

**SEC. 5. Encouragement of local initiative and use of existing hiring channels.** The War Manpower Commission shall encourage local initiative and cooperative efforts to the end that the maximum use shall be made of existing hiring channels, such as private employers, labor organizations, professional organizations, schools, colleges, technical institutions and government agencies. This section shall not be interpreted or deemed to be a waiver of any of the provisions of this program.

**SEC. 6. General.** A new employee, who during the preceding 60-day period was engaged in an essential or locally needed activity, may be hired only if such hiring would aid in the effective prosecution of the war. Such hiring shall be deemed to aid in the effective prosecution of the war only if:

(a) Such individual is hired for work in an essential or locally needed activity or for work to which he has been referred by the United States Employment Service, and

(b) Such individual presents a statement of availability from his last employment in an essential or locally needed activity, or is referred by the United States Employment Service or the War Manpower Commission, or is hired with its consent, as provided herein.

**SEC. 7. Issuance of statements of availability by employers.** An individual whose last employment is or was in an



essential or locally needed activity shall receive a statement of availability from his employer if:

(a) He has been discharged, or his employment has been otherwise terminated by his employer, or

(b) He has been laid off for an indefinite period, or for a period of seven or more days, or

(c) Continuance in his employment would involve undue personal hardship, or

(d) Such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation, or

(e) Such employment is or was at a wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

**SEC. 8. Issuance of statements of availability by United States Employment Service.** (a) A statement of availability shall be issued promptly to an individual when any of the circumstances set forth in section 7 is found to exist in his case. If the employer fails or refuses to issue a statement of availability to an individual entitled to such statement, the United States Employment Service of the War Manpower Commission, upon finding that the individual is entitled thereto, shall issue a statement of availability to the individual. Pending such finding the United States Employment Service shall either request the worker to remain on his present job, or to return to it in instances where the worker has voluntarily terminated his employment.

When none of the circumstances set forth in section 7 is found to exist in an individual's case, the United States Employment Service shall attempt to persuade such individual to return to his former employment in an essential or locally needed activity providing the employer will reemploy the worker without prejudice.

(b) A statement of availability shall be issued by the United States Employment Service to any individual in the employ of an employer who the War Manpower Commission finds, after notice, hearing and final decision, has not complied with any War Manpower Commission employment Stabilization Program, regulation, or policy, or has not made a reasonable effort to comply with a recommendation of a duly authorized representative of the War Manpower Commission with respect to the more effective utilization of labor and for so long as such employer continues his non-compliance after such finding.

An employer who continues to be in non-compliance after notice, hearing and final decision, may not hire any new employee, whether or not such person has a statement of availability.

(c) A temporary statement of availability, valid for a period not in excess of 60 days, may be issued by the United States Employment Service to an indi-

vidual at his request, who because of seasonal or temporary lay-off is not employed at his customary work. In such cases, an employer may hire such a worker for the period designated in the temporary statement of availability and shall release such worker at the end of such period. Upon release of such a worker, the employer shall not issue a statement of availability to him but shall instruct him to return to his former employment.

Nothing in this section shall be construed to supersede the provisions of section 10 (d).

A temporary statement of availability shall contain in addition to the provisions of the regular form, the words:

The employer hiring the above-named worker shall not retain such worker in his employ after \_\_\_\_\_ and shall not issue a statement of availability to such worker upon his release.

**SEC. 9. Referral in case of under-utilization.** If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is a need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

The United States Employment Service, shall, upon the request of an individual, refer him to a former employer when it is found that he has received from such employer with whom he has reemployment rights under an existing collective bargaining agreement, a notice that he must return to his former employment in order to preserve his seniority status.

**SEC. 10. Workers who may be hired only upon referral by the United States Employment Service.** Under the circumstances set forth below, a new employee may not be hired solely upon presentation of a statement of availability, but may be hired only upon referral by, or in accordance with arrangements with, the United States Employment Service:

(a) The new employee is to be hired for work in a controlled occupation (see Appendix B) or his statement of availability indicates that his last employment was in such an occupation, or

(b) The new employee has not lived or worked in the locality of the new employment throughout the preceding 30-day period (in such cases the local office of the United States Employment Service shall require that the worker obtain a statement of availability from the local office of the United States Employment Service, serving the locality where such worker was most recently employed, except that the latter local office may delegate authority to issue a statement of availability to such a worker in a specific case to the office where the referral is to be made), or

(c) The new employee's last regular employment was in agriculture and he is to be hired for non-agricultural work: *Provided*, That no such individual shall be referred to non-agricultural work except after consultation with a designated

representative of the War Food Administration: *And provided further*, That such an individual may be hired for non-agricultural work for a period of not to exceed six weeks without referral or presentation of a statement of availability.

(d) The new employee is a male worker.

**SEC. 11. Hiring contrary to the program.** An employer shall, upon written request of the United States Employment Service, promptly release from employment any worker hired in violation of this program.

**SEC. 12. Exclusion.** No provisions of this employment stabilization program shall be applicable to:

(a) The hiring of a new employee for agricultural employment, or

(b) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employment" for the purposes of this program, unless the employee is customarily engaged in work of less than seven days' duration, or

(c) The hiring of an employee in any Territory or possession of the United States, except Alaska and Hawaii, or

(d) The hiring by a foreign, State, county, or municipal government, or their political subdivisions or their agencies and instrumentalities, or to the hiring of any of their employees, unless such foreign State, county, or municipal government or political subdivision or agency or instrumentality has indicated its willingness to conform, to the maximum extent practicable under the Constitution and laws applicable to it, with the program, or

(e) The hiring of a new employee for domestic service or to the hiring of a new employee whose last regular employment was in domestic service, or

(f) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period.

**SEC. 13. Appeals.** Any worker may appeal from any act or failure to act by the War Manpower Commission under this employment stabilization program, in accordance with regulations and procedures of the War Manpower Commission.

**SEC. 14. Statements of availability.** A statement of availability issued to an individual pursuant to this program shall contain only the individual's name, address, social security account number, if any, the name and address of the issuing employer, or War Manpower Commission officer and office, the date of issuance, a statement as to whether or not the individual's last employment was in a controlled occupation, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.

Statements of availability received by any employer pursuant to this program shall be retained during the continuance of this program and for a reasonable time thereafter. They shall be made acces-



sible to the Area Manpower Director or his representative upon request.

**Sec. 15. Solicitation of workers.** No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

**Sec. 16. Hiring.** The decision to hire or refer a worker shall be based on qualifications essential for performance or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or except as required by law, citizenship.

The Area Manpower Director may fix for all or any establishments in the Newburyport Area, fair and reasonable employment ceilings and allowances, limiting the number of employees or other specified types of employees which such establishments may employ during specified periods. Such ceilings and allowances will be determined on the basis of the establishment's actual labor needs, the available labor supply, and/or the relative urgency of the establishment's products or services to the war effort. Except as authorized by the Area Manpower Director, no employer shall hire any new employee for work in such establishment if the hiring of such employee would result in such establishment's exceeding the employment ceiling or allowance currently applicable to it.

The Federal Government shall be considered as a single essential employer for the purposes of this program, and all hiring for departments and agencies of the Federal Government subject to the Civil Service Act, rules and regulations, shall be conducted by the U. S. Civil Service Commission which shall recruit in accordance with the policies of the War Manpower Commission.

**Sec. 17. Representation.** Nothing contained in this program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by, the labor organization of which he is a member or any other representative freely chosen by him, at any step in the operation of the program.

**Sec. 18. General referral policies.** (a) No provision in this program shall limit the authority of the United States Employment Service or any other governmental agency designated by the War Manpower Commission to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

(b) The Area Manpower Director, after consultation with the Area Management-Labor War Manpower Committee to determine the degree necessary, may adopt certain standards of priority referral of workers to be followed by the United States Employment Service offices located within the area. Such standards shall be consistent with the policies of the War Manpower Commission and a copy of such standards as are currently in force shall be maintained available for public inspection at each Area and Local Employment Office within the area.

**Sec. 19. Effective date.** This program shall become effective April 1, 1944, and is in substitution for and supersedes the employment stabilization plan in effect prior to such date. It shall, subject to such amendments as the War Manpower Commission may promulgate, continue in effect for six months following the termination of the war, unless sooner terminated by the War Manpower Commission.

Dated: October 17, 1944.

JAMES H. SULLIVAN,  
Area Director.

Approved: October 20, 1944.

ARTHUR C. GERNES,  
Regional Director.

#### APPENDIX A—DESIGNATION OF THE NEWBURYPORT AREA

The Newburyport Area is comprised of the territories included in the following cities and towns in the Commonwealth of Massachusetts:

City: Newburyport.  
Towns: Amesbury, Byfield, Ipswich, Newbury, Rowley, Salisbury and West Newbury.

#### APPENDIX B—CONTROLLED OCCUPATIONS

The following have been designated by the Area Manpower Director for the Newburyport Area, with the approval of the Regional Director, as controlled occupations:

Machinist (Machine Shop)  
Milling Machine Operator (Machine Shop)  
Engine Lathe Operator (Machine Shop)  
Bed Lasters (Boot & Shoe)  
Edge Trimmers (Boot & Shoe)  
Edge Setters (Boot & Shoe)  
Outside Cutters (Boot & Shoe)  
Sole Layers (Boot & Shoe)  
Stitchers (Boot & Shoe)  
Assemblers (Electrical Equipment)  
Assemblers (Radio Tubes)

[F. R. Doc. 44-16659; Filed, Oct. 30, 1944;  
11:50 a. m.]

#### GLOUCESTER, MASS., AREA

##### EMPLOYMENT STABILIZATION PROGRAM

The following employment stabilization program for the Gloucester Area is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Stabilization Program", effective August 16, 1943 (8 F.R. 11338).

##### Sec.

1. Purpose.
2. Definitions.
3. Control of hiring and solicitation of workers.
4. Authority and responsibilities of Management-Labor Committee.
5. Encouragement of local initiative and use of existing hiring channels.
6. General.
7. Issuance of statements of availability by employers.
8. Issuance of statements of availability by United States Employment Service.
9. Referral in case of under-utilization.
10. Workers who may be hired only upon referral by the United States Employment Service.
11. Hiring contrary to the program.
12. Exclusions.
13. Appeals.
14. Statements of availability.
15. Solicitation of workers.
16. Hiring.

##### Sec.

17. Representation.
18. General referral policies.
19. Effective date.

**SECTION 1. Purpose.** This employment stabilization program has been adopted in the Gloucester Area, with the approval of the Regional Director. Its purpose is to assist the War Manpower Commission in bringing about, by measures equitable to labor and management and necessary for the effective prosecution of the war:

- (a) The elimination of wasteful labor turn-over in essential activities,
- (b) The reduction of unnecessary labor migration,
- (c) The direction of the flow of scarce labor where most needed in the war program,
- (d) The maximum utilization of manpower resources.

**Sec. 2. Definitions.** As used in this employment stabilization program:

(a) The Gloucester Area is comprised of the territory designated in Appendix A.

(b) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees and poultry, and shall not include any packing, canning, processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.

(c) "State" includes Alaska, Hawaii, and the District of Columbia.

(d) "New employee" means any individual who has not been in the employment of the hiring employer at any time during the preceding 30 day period. For the purpose of this definition, employment of less than seven days' duration and employment which is supplemental to the employee's principal work shall be disregarded.

(e) "Controlled occupation" means any occupation found by the Area Manpower Director for the Gloucester Area, with the approval of the Regional Director, to be either:

(1) One of a category of occupations in an activity in which manpower shortages threaten critically needed production in such area, or

(2) An occupation in which the demand for workers in such area exceeds the available supply.

A list of the "controlled occupations" designated by the Area Manpower Director is attached to this program as Appendix B and may be amended from time to time by the Area Manpower Director and with the approval of the Regional Director.

(f) "Essential activity" means any activity included in the War Manpower Commission list of essential activities. (9 F.R. 3439)

(g) "Locally needed activity" means any activity approved by the Regional Manpower Director as a locally needed activity.

(h) The terms "employment" and "work" as applied to an individual en-



gaged in principal and supplementary employment means his principal employment.

**Sec. 3. Control of hiring and solicitation of workers.** All hiring and solicitation of workers in, or for work in, the Gloucester Area shall be conducted in accordance with this employment stabilization program.

This shall include any hiring or solicitation, whether conducted within or outside the area, if the work is to be performed within the area.

**Sec. 4. Authority and responsibilities of Management-Labor Committee.** The Area Management-Labor War Manpower Committee for the Gloucester Area is authorized to consider questions of policy, standards, and safeguards in connection with administration of this employment stabilization program, and to make recommendations concerning the same to the Area Manpower Director.

It shall be the responsibility of this committee to hear and decide appeals or to delegate such responsibility to an Area Appeals Committee in accordance with regulations of the War Manpower Commission governing appeals.

**Sec. 5. Encouragement of local initiative and use of existing hiring channels.** The War Manpower Commission shall encourage local initiative and cooperative efforts to the end that the maximum use shall be made of existing hiring channels, such private employers, labor organizations, professional organizations, schools, colleges, technical institutions and government agencies. This section shall not be interpreted or deemed to be a waiver of any of the provisions of this program.

**Sec. 6. General.** A new employee, who during the preceding 60-day period was engaged in an essential or locally needed activity, may be hired only if such hiring would aid in the effective prosecution of the war. Such hiring shall be deemed to aid in the effective prosecution only if:

(a) Such individual is hired for work in an essential or locally needed activity or for work to which he has been referred by the United States Employment Service, and

(b) Such individual presents a statement of availability from his last employment in an essential or locally needed activity, or is referred by the United States Employment Service of the War Manpower Commission, or is hired with its consent, as provided herein.

**Sec. 7. Issuance of statements of availability by employers.** An individual whose last employment is or was in an essential or locally needed activity shall receive a statement of availability from his employer if:

(a) He has been discharged, or his employment has been otherwise terminated by his employer, or

(b) He has been laid off for an indefinite period, or for a period of seven or more days, or

(c) Continuance in his employment would involve undue personal hardship, or

(d) Such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation, or

(e) Such employment is or was at a wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

**Sec. 8. Issuance of statements of availability by United States Employment Service.** (a) A statement of availability shall be issued promptly to an individual when any of the circumstances set forth in section 7 is found to exist in his case. If the employer fails or refuses to issue a statement of availability to an individual entitled to such statement, the United States Employment Service of the War Manpower Commission, upon finding that the individual is entitled thereto, shall issue a statement of availability to the individual. Pending such finding the United States Employment Service shall either request the worker to remain on his present job, or to return to it in instances where the worker has voluntarily terminated his employment.

When none of the circumstances set forth in section 7 is found to exist in an individual's case, the United States Employment Service shall attempt to persuade such individual to return to his former employment in an essential or locally needed activity providing the employer will reemploy the worker without prejudice.

(b) A Statement of availability shall be issued by the United States Employment Service to any individual in the employ of an employer who the War Manpower Commission finds, after notice, hearing and final decision, has not complied with any War Manpower Commission employment stabilization program, regulation, or policy, or has not made a reasonable effort to comply with a recommendation of a duly authorized representative of the War Manpower Commission with respect to the more effective utilization of labor and for so long as such employer continues his non-compliance after such finding.

An employer who continues to be in non-compliance after notice, hearing and final decision, may not hire any new employee, whether or not such person has a statement of availability.

(c) A temporary statement of availability, valid for a period not in excess of 60 days, may be issued by the United States Employment Service to an individual at his request, who because of seasonal or temporary lay-off is not employed at his customary work. In such cases, an employer may hire such a worker for the period designated in the temporary statement of availability and shall release such worker at the end of such period. Upon release of such a worker, the employer shall not issue a statement of availability to him but shall instruct him to return to his former employment.

Nothing in this section shall be construed to supersede the provisions of section 10 (d).

A temporary statement of availability shall contain in addition to the provisions of the regular form, the words:

The Employer hiring the above-named worker shall not retain such worker in his employ after \_\_\_\_\_ and shall not issue a statement of availability to such worker upon his release.

**Sec. 9. Referral in case of under-utilization.** If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is a need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.

The United States Employment Service, shall, upon the request of an individual, refer him to a former employer when it is found that he has received from such employer with whom he has reemployment rights under an existing collective bargaining agreement, a notice that he must return to his former employment in order to preserve his seniority status.

**Sec. 10. Worker who may be hired only upon referral by the United States Employment Service.** Under the circumstances set forth below, a new employee may not be hired solely upon presentation of a statement of availability, but may be hired only upon referral by, or in accordance with arrangements with, the United States Employment Service:

(a) The new employee is to be hired for work in a controlled occupation (see Appendix B) or his statement of availability indicates that his last employment was in such an occupation, or

(b) The new employee has not lived or worked in the locality of the new employment throughout the preceding 30-day period (in such cases the local office of the United States Employment Service shall require that the worker obtain a statement of availability from the local office of the United States Employment Service, serving the locality where such worker was most recently employed, except that the latter local office may delegate authority to issue a statement of availability to such a worker in a specific case to the office where the referral is to be made), or

(c) The new employee's last regular employment was in agriculture and he is to be hired for non-agricultural work: *Provided*, That no such individual shall be referred to non-agricultural work except after consultation with a designated representative of the War Food Administration: *And provided further*, That such an individual may be hired for non-agricultural work for a period of not to exceed six weeks without referral or presentation of a statement of availability.

(d) The new employee is a male worker.

**Sec. 11. Hiring contrary to the program.** An employer shall, upon written request of the United States Employment Service, promptly release from employ-



ment any worker hired in violation of this program.

**Sec. 12. Exclusions.** No provisions of this employment stabilization program shall be applicable to:

(a) The hiring of a new employee for agricultural employment, or

(b) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employment" for the purposes of this program, unless the employee is customarily engaged in work of less than seven days' duration, or

(c) The hiring of an employee in any Territory or possession of the United States, except Alaska and Hawaii, or

(d) The hiring by a foreign, State, county, or municipal government, or their political subdivisions or their agencies and instrumentalities, or to the hiring of any of their employees, unless such foreign State, county, or municipal government or political subdivision or agency or instrumentality has indicated its willingness to conform, to the maximum extent practicable under the Constitution and laws applicable to it, with the program, or

(e) The hiring of a new employee for domestic service or to the hiring of a new employee whose last regular employment was in domestic service, or

(f) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period.

**Sec. 13. Appeals.** Any worker may appeal from any act or failure to act by the War Manpower Commission under this employment stabilization program, in accordance with regulations and procedures of the War Manpower Commission.

**Sec. 14. Statements of availability.** A statement of availability issued to an individual pursuant to this program shall contain only the individual's name, address, social security account number, if any, the name and address of the issuing employer, or War Manpower Commission officer and office, the date of issuance, a statement as to whether or not the individual's last employment was in a controlled occupation, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.

Statements of availability received by any employer pursuant to this program shall be retained during the continuance of this program and for a reasonable time thereafter. They shall be made accessible to the Area Manpower Director or his representative upon request.

**Sec. 15. Solicitation of workers.** No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

**Sec. 16. Hiring.** The decision to hire or refer a worker shall be based on qualifications essential for performance of or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or except as required by law, citizenship.

The Area Manpower Director may fix for all or any establishments in the Gloucester Area, fair and reasonable employment ceilings and allowances, limiting the number of employees or other specified types of employees which such establishments may employ during specified periods. Such ceilings and allowances will be determined on the basis of the establishment's actual labor needs, the available labor supply, and/or the relative urgency of the establishment's products or services to the war effort. Except as authorized by the Area Manpower Director, no employer shall hire any new employee for work in such establishment if the hiring of such employee would result in such establishment's exceeding the employment ceiling or allowance currently applicable to it.

The Federal Government shall be considered as a single essential employer for the purposes of this program, and all hiring for departments and agencies of the Federal Government subject to the Civil Service Act, rules and regulations, shall be conducted by the U. S. Civil Service Commission which shall recruit in accordance with the policies of the War Manpower Commission.

**Sec. 17. Representation.** Nothing contained in this program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by, the labor organization of which he is a member or any other representative freely chosen by him, at any step in the operation of the program.

**Sec. 18. General referral policies.** (a) No provision in this program shall limit the authority of the United States Employment Service or any other governmental agency designated by the War Manpower Commission to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

(b) The Area Manpower Director, after consultation with the Area Management-Labor War Manpower Committee to determine the degree necessary, may adopt certain standards of priority referral of workers to be followed by the United States Employment Service offices located within the area. Such standards shall be consistent with the policies of the War Manpower Commission and a copy of such standards as are currently in force shall be maintained available for public inspection at each Area and local employment office within the area.

**Sec. 19. Effective date.** This program shall become effective April 1, 1944, and is in substitution for and supersedes the employment stabilization plan in effect prior to such date. It shall, subject to such amendments as the War Manpower Commission may promulgate, continue in effect for six months following the

termination of the war, unless sooner terminated by the War Manpower Commission.

Dated: October 17, 1944.

JAMES H. SULLIVAN,  
Area Director.

Approved: October 19, 1944.

ARTHUR C. GERNES,  
Regional Director.

#### APPENDIX A

##### DESIGNATION OF THE GLOUCESTER AREA

The Gloucester Area is that territory comprising the city of Gloucester and the towns of Essex, Manchester, and Rockport.

#### APPENDIX B

##### CONTROLLED OCCUPATIONS

The following have been designated by the Area Manpower Director for the Gloucester Area, with the approval of the Regional Director, as controlled occupations: Fish cutters and stitchers.

[F. R. Doc. 44-16656; Filed, Oct. 30, 1944; 11:49 a. m.]

#### SALEM, MASS., AREA

##### EMPLOYMENT STABILIZATION PROGRAM

The following employment stabilization program for the Salem Area is hereby prescribed, pursuant to § 907.3 (g) of War Manpower Commission Regulation No. 7, "Governing Employment Stabilization Program," effective August 16, 1943 (8 F.R. 11338).

#### Sec.

1. Purpose.
2. Definitions.
3. Control of hiring and solicitation of workers.
4. Authority and responsibilities of Management-Labor Committee.
5. Encouragement of local initiative and use of existing hiring channels.
6. General.
7. Issuance of statements of availability by employers.
8. Issuance of statements of availability by United States Employment Service.
9. Referral in case of under-utilization.
10. Workers who may be hired only upon referral by the United States Employment Service.
11. Hiring contrary to the program.
12. Exclusions.
13. Appeals.
14. Statements of availability.
15. Solicitation of workers.
16. Hiring.
17. Representation.
18. General referral policies.
19. Effective date.

**SECTION 1. Purpose.** This employment stabilization program has been adopted in the Salem Area, with the approval of the Regional Director. Its purpose is to assist the War Manpower Commission in bringing about, by measures equitable to labor and management and necessary for the effective prosecution of the war:

(a) The elimination of wasteful labor turnover in essential activities,

(b) The reduction of unnecessary labor migration,

(c) The direction of the flow of scarce labor where most needed in the war program,



(d) The maximum utilization of manpower resources.

SEC. 2. *Definitions.* As used in this employment stabilization program:

(a) The "Salem Area" is comprised of the territory designated in Appendix A.

(b) "Agriculture" means those farm activities carried on by farm owners or tenants on farms in connection with the cultivation of the soil, the harvesting of crops, or the raising, feeding, or management of livestock, bees and poultry, and shall not include any packing, canning, processing, transportation or marketing of articles produced on farms unless performed or carried on as an incident to ordinary farming operations as distinguished from manufacturing or commercial operations.

(c) "State" includes Alaska, Hawaii, and the District of Columbia.

(d) "New employee" means any individual who has not been in the employment of the hiring employer at any time during the preceding 30 day period. For the purpose of this definition, employment of less than seven days' duration and employment which is supplemental to the employee's principal work shall be disregarded.

(e) "Controlled occupation" means any occupation found by the Area Manpower Director for the Salem Area, with the approval of the Regional Director, to be either:

(1) One of a category of occupations in an activity in which manpower shortages threaten critically needed production in such area, or

(2) An occupation in which the demand for workers in such area exceeds the available supply.

A list of the "controlled occupations" designated by the Area Manpower Director is attached to this program as Appendix B and may be amended from time to time by the Area Manpower Director and with the approval of the Regional Director.

(f) "Essential activity" means any activity included in the War Manpower Commission List of Essential Activities. (9 F.R. 3439)

(g) "Locally needed activity" means any activity approved by the Regional Manpower Director as a locally needed activity.

(h) The terms "employment" and "work" as applied to an individual engaged in principal and supplementary employment means his principal employment.

SEC. 3. *Control of hiring and solicitation of workers.* All hiring and solicitation of workers in, or for work in, the Salem Area shall be conducted in accordance with this employment stabilization program.

This shall include any hiring or solicitation, whether conducted within or outside the area, if the work is to be performed within the area.

SEC. 4. *Authority and responsibilities of Management-Labor Committee.* The Area Management-Labor War Manpower Committee for the Salem Area is authorized to consider questions of policy, standards, and safeguards in connection

with administration of this employment stabilization program, and to make recommendations concerning the same to the Area Manpower Director.

It shall be the responsibility of this committee to hear and decide appeals or to delegate such responsibility to an Area Appeals Committee in accordance with regulations of the War Manpower Commission governing appeals.

SEC. 5. *Encouragement of local initiative and use of existing hiring channels.* The War Manpower Commission shall encourage local initiative and cooperative efforts to the end that the maximum use shall be made of existing hiring channels, such as private employers, labor organizations, professional organizations, schools, colleges, technical institutions and government agencies. This section shall not be interpreted or deemed to be a waiver of any of the provisions of this program.

SEC. 6. *General.* A new employee, who during the preceding 60-day period was engaged in an essential or locally needed activity, may be hired only if such hiring would aid in the effective prosecution of the war only if:

(a) Such individual is hired for work in an essential or locally needed activity or for work to which he has been referred by the United States Employment Service, and

(b) Such individual presents a statement of availability from his last employment in an essential or locally needed activity, or is referred by the United States Employment Service of the War Manpower Commission, or is hired with its consent, as provided herein.

SEC. 7. *Issuance of statements of availability by employers.* An individual whose last employment is or was in an essential or locally needed activity shall receive a statement of availability from his employer if:

(a) He has been discharged, or his employment has been otherwise terminated by his employer, or

(b) He has been laid off for an indefinite period, or for a period of seven or more days, or

(c) Continuance in his employment would involve undue personal hardship, or

(d) Such employment is or was at a wage or salary or under working conditions below standards established by State or Federal law or regulation, or

(e) Such employment is or was at a wage or salary below a level established or approved by the National War Labor Board (or other agency authorized to adjust wages or approve adjustments thereof) as warranting adjustment, and the employer has failed to adjust the wage in accordance with such level or to apply to the appropriate agency for such adjustment or approval thereof.

SEC. 8. *Issuance of statements of availability by United States Employment Service.* (a) A statement of availability shall be issued promptly to an individual when any of the circumstances set forth in section 7 is found to exist in his case. If the employer fails or refuses

to issue a statement of availability to an individual entitled to such statement, the United States Employment Service of the War Manpower Commission, upon finding that the individual is entitled thereto, shall issue a statement of availability to the individual. Pending such finding the United States Employment Service shall either request the worker to remain on his present job, or to return to it in instances where the worker has voluntarily terminated his employment.

When none of the circumstances set forth in section 7 is found to exist in an individual's case, the United States Employment Service shall attempt to persuade such individual to return to his former employment in an essential or locally needed activity providing the employer will reemploy the worker without prejudice.

(b) A statement of availability shall be issued by the United States Employment Service to any individual in the employ of an employer who the War Manpower Commission finds, after notice, hearing and final decision, has not complied with any War Manpower Commission Employment Stabilization Program, regulation, or policy, or has not made a reasonable effort to comply with a recommendation of a duly authorized representative of the War Manpower Commission with respect to the more effective utilization of labor and for so long as such employer continues his non-compliance after such finding.

An employer who continues to be in non-compliance after notice, hearing and final decision, may not hire any new employee, whether or not such person has a statement of availability.

(c) A temporary statement of availability, valid for a period not in excess of 60 days, may be issued by the United States Employment Service to an individual at his request, who because of seasonal or temporary lay-off is not employed at his customary work. In such cases, an employer may hire such a worker for the period designated in the temporary statement of availability and shall release such worker at the end of such period. Upon release of such a worker, the employer shall not issue a statement of availability to him but shall instruct him to return to his former employment.

Nothing in this section shall be construed to supersede the provisions of section 10 (d).

A temporary statement of availability shall contain in addition to the provisions of the regular form, the words:

The employer hiring the above-named worker shall not retain such worker in his employ after \_\_\_\_\_ and shall not issue a statement of availability to such worker upon his release.

SEC. 9. *Referral in case of under-utilization.* If an individual is employed at less than full time or at a job which does not utilize his highest recognized skill for which there is a need in the war effort, the United States Employment Service may, upon his request, refer him to other available employment in which it finds that the individual will be more fully utilized in the war effort.



The United States Employment Service, shall, upon the request of an individual, refer him to a former employer when it is found that he has received from such employer with whom he has reemployment rights under an existing collective bargaining agreement, a notice that he must return to his former employment in order to preserve his seniority status.

**Sec. 10. Workers who may be hired only upon referral by the United States Employment Service.** Under the circumstances set forth below, a new employee may not be hired solely upon presentation of a statement of availability, but may be hired only upon referral by, or in accordance with arrangements with, the United States Employment Service:

(a) The new employee is to be hired for work in a controlled occupation (see Appendix B) or his statement of availability indicates that his last employment was in such an occupation, or

(b) The new employee has not lived or worked in the locality of the new employment throughout the preceding 30-day period (in such cases the local office of the United States Employment Service shall require that the worker obtain a statement of availability from the local office of the United States Employment Service, serving the locality where such worker was most recently employed, except that the latter local office may delegate authority to issue a statement of availability to such a worker in a specific case to the office where the referral is to be made), or

(c) The new employee's last regular employment was in agriculture and he is to be hired for non-agricultural work, *Provided*, That no such individual shall be referred to non-agricultural work except after consultation with a designated representative of the War Food Administration, *And provided further*, That such an individual may be hired for non-agricultural work for a period of not to exceed six weeks without referral or presentation of a statement of availability.

(d) The new employee is a male worker.

**Sec. 11. Hiring contrary to the program.** An employer shall, upon written request of the United States Employment Service, promptly release from employment any worker hired in violation of this program.

**Sec. 12. Exclusions.** No provisions of this employment stabilization program shall be applicable to:

(a) The hiring of a new employee for agricultural employment, or

(b) The hiring of a new employee for work of less than seven days' duration, or for work which is supplementary to the employee's principal work; but such work shall not constitute the individual's "last employment" for the purposes of this program, unless the employee is customarily engaged in work of less than seven days' duration, or

(c) The hiring of an employee in any Territory or possession of the United States, except Alaska and Hawaii, or

(d) The hiring by a foreign, State, county, or municipal government, or their political subdivisions or their agen-

cies and instrumentalities, or to the hiring of any of their employees, unless such foreign State, county, or municipal government or political subdivision or agency or instrumentality has indicated its willingness to conform, to the maximum extent practicable under the Constitution and laws applicable to it, with the program, or

(e) The hiring of a new employee for domestic service or to the hiring of a new employee whose last regular employment was in domestic service, or

(f) The hiring of a school teacher for vacation employment or the rehiring of a school teacher for teaching at the termination of the vacation period.

**Sec. 13. Appeals.** Any worker may appeal from any act or failure to act by the War Manpower Commission under this employment stabilization program, in accordance with regulations and procedures of the War Manpower Commission.

**Sec. 14. Statements of availability.** A statement of availability issued to an individual pursuant to this program shall contain only the individual's name, address, social security account number, if any, the name and address of the issuing employer, or War Manpower Commission officer and office, the date of issuance, a statement as to whether or not the individual's last employment was in a controlled occupation, and such other information not prejudicial to the employee in seeking new employment as may be authorized or required by the War Manpower Commission.

Statements of availability received by any employer pursuant to this program shall be retained during the continuance of this program and for a reasonable time thereafter. They shall be made accessible to the Area Manpower Director or his representative upon request.

**Sec. 15. Solicitation of workers.** No employer shall advertise or otherwise solicit for the purpose of hiring any individual if the hiring of such an individual would be subject to restrictions under this employment stabilization program, except in a manner consistent with such restrictions.

**Sec. 16. Hiring.** The decision to hire or refer a worker shall be based on qualifications essential for performance of or suitability for the job, and shall be made without discrimination as to race, color, creed, sex, national origin, or except as required by law, citizenship.

The Area Manpower Director may fix for all or any establishments in the Salem Area, fair and reasonable employment ceilings and allowances, limiting the number of employees or other specified types of employees which such establishments may employ during specified periods. Such ceilings and allowances will be determined on the basis of the establishment's actual labor needs, the available labor supply, and/or the relative urgency of the establishment's products or services to the war effort. Except as authorized by the Area Manpower Director, no employer shall hire any new employee for work in such establishment. If the hiring of such employee would re-

sult in such establishment's exceeding the employment ceiling or allowance currently applicable to it.

The Federal Government shall be considered as a single essential employer for the purposes of this program, and all hiring for departments and agencies of the Federal Government subject to the Civil Service Act, rules and regulations, shall be conducted by the U. S. Civil Service Commission which shall recruit in accordance with the policies of the War Manpower Commission.

**Sec. 17. Representation.** Nothing contained in this program shall be construed to restrict any individual from seeking the advice and aid of, or from being represented by, the labor organization of which he is a member or any other representative freely chosen by him, at any step in the operation of the program.

**Sec. 18. General referral policies.** (a) No provision in this program shall limit the authority of the United States Employment Service or any other governmental agency designated by the War Manpower Commission to make referrals in accordance with approved policies and instructions of the War Manpower Commission.

(b) The Area Manpower Director, after consultation with the Area Management-Labor War Manpower Committee to determine the degree necessary, may adopt certain standards of priority referral of workers to be followed by the United States Employment Service offices located within the area. Such standards shall be consistent with the policies of the War Manpower Commission and a copy of such standards as are currently in force shall be maintained available for public inspection at each area and local employment office within the area.

**Sec. 19. Effective date.** This program shall become effective April 1, 1944, and is in substitution for and supersedes the employment stabilization plan in effect prior to such date. It shall, subject to such amendments as the War Manpower Commission may promulgate, continue in effect for six months following the termination of the war, unless sooner terminated by the War Manpower Commission.

Dated: October 17, 1944.

JAMES H. SULLIVAN,  
Area Director.

Approved: October 19, 1944.

ARTHUR C. GERNES,  
Regional Director.

#### APPENDIX A—DESIGNATION OF THE SALEM AREA

The Salem Area is comprised of the territories included in the following cities and towns in the Commonwealth of Massachusetts:

City: Salem, Beverly, and Peabody.  
Town: Danvers, Hamilton, Marblehead, Middleton, Topsfield, and Wenham.

#### APPENDIX B—CONTROLLED OCCUPATIONS

The following have been designated by the Area Manpower Director for the Salem Area, with the approval of the Regional Director, as controlled occupations: (none at present)

[F. R. Doc. 44-16660; Filed, Oct. 30, 1944; 11:50 a. m.]